

Strengthening EPA Water Transfers Rule At The 2nd Circ.

In Catskill Mountains Chapter of Trout Unlimited v. U.S. Environmental Protection Agency, the Second Circuit issued a highly anticipated ruling confirming the legality of the EPA's water transfers rule. The decision is significant in that it strongly reinforces the legality of the rule and offers additional assurance to water providers that employ or intend to develop water transfers, say attorneys with Brownstein Hyatt Farber Schreck LLP.

Opinion

Trump Should Establish Undersecretary For Indian Affairs

The Obama administration opposed establishing an undersecretary for Indian affairs despite longtime Indian country support and bipartisan support in Congress. The Bureau of Indian Affairs currently lacks a meaningful voice in major policy and funding decisions, but an undersecretary would correct a decades-old power imbalance within the U.S. Department of the Interior, says Brian Gunn of Powers Pyles Sutter & Verville PC.

Opinion

President Trump's Pipeline Memos Send The Right Message

Regardless of the final outcome of the Keystone XL and Dakota Access projects, President Trump's pipeline memorandums send an appropriate message that failure to timely review and make balanced regulatory decisions on energy project proposals is unacceptable, say John Povilaitis and Alan Seltzer of Buchanan Ingersoll & Rooney PC.

LEGAL INDUSTRY

Feature

Gorsuch Nomination Sets Stage For Partisan Showdown

President Donald Trump has chosen a Supreme Court nominee widely renowned for his legal credentials, but Democrats bitter over what they view as a stolen seat could make for a grueling confirmation.

Feature

Gorsuch's Clerk Days Reveal Portrait Of A Jurist As A Young Man

Judge Neil Gorsuch is viewed as a successor to the late conservative Justice Antonin Scalia, but his experience as a law clerk to two other fiercely independent Supreme Court titans may also prove an influence on the nominee.

Analysis

Dewey Redux: A Master Plan, The Secret 7 And A Ski House

Nearly 10 years after Dewey & LeBoeuf LLP was founded, five years after the firm collapsed and over 15 months after the first trial ended, Manhattan prosecutors and two executives from the infamous firm are set to do it all again.

Dewey's Road From Mistrial To Retrial

On Monday, New York prosecutors will begin their second quest to prove former Dewey & LeBoeuf LLP executives committed a multimillion-dollar accounting fraud in a bid to keep the megafirm afloat following the financial crisis. The retrial comes nearly 10 years after Dewey was born out of an ill-fated merger and five years after it collapsed.

Dewey Trial 2.0 Set To Begin As Jury Selection Wraps Up

Jury selection in the second trial of two former top executives of Dewey & LeBoeuf LLP wrapped up on Friday — with a BigLaw attorney making it onto the panel — setting the stage for opening arguments on Monday in Manhattan District Attorney Cyrus R. Vance Jr.'s long-

running case over a purported scheme to defraud the law firm's financiers.

Dewey Lied About Docs Over \$8M Tax Bill, Ex-Client Says

A former Dewey & LeBoeuf LLP client who lost multiple malpractice cases against the firm has demanded in New York bankruptcy court the return of his client records to support his defense against an \$8 million tax bill, while the firm's trust disputed allegations that it misled him about the documents' existence.

Analysis

How To Ask A Jury For Money

When juries hold the purse, you'll have to communicate with strategy and grace to get them to loosen the strings. Here, the art to doing that, in the words of a few who have been there.

Vinson & Elkins Matches Cravath With Texas-Sized Bonuses

Houston-headquartered Vinson & Elkins LLP has told its associates it is matching the bonuses doled out by elite New York City firms, ranging from \$15,000 to \$100,000 plus more for higher performers, according to a memo published online Friday.

Legal Sector Loses 900 Jobs in Jan. As Growth Streak Ends

Despite a spike in job creation nationwide during President Barack Obama's last month in office, the legal sector lost 900 jobs in January and bucked a four-month upward trend in the industry, according to a Bureau of Labor Statistics report released Friday.

GC Cheat Sheet: The Hottest Corporate News Of The Week

The White House takes broad aim at federal regulation, the Internal Revenue Service reveals the 13 compliance risks its large-business audits will target, and newly introduced right-to-work legislation could go all

the way. Those stories top the corporate legal news you may have missed this past week.

UCLA 'Women In Law' Summit Touts Rainmaking, Leadership

Hundreds of women gathered at a UCLA School of Law summit on Friday to discuss how to advance their legal careers, hearing advice from female lawyers in the judiciary, private practice and industry on topics ranging from rainmaking to making their way to the bench.

In Case You Missed It: Hottest Firms and Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

JOBS

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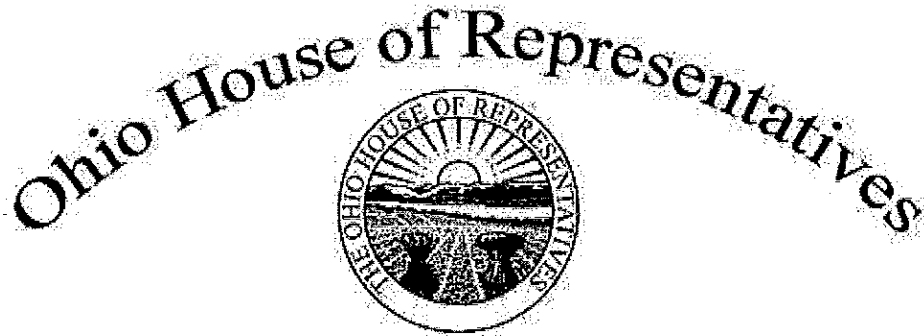
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From: Thawley, Roanna
Sent: Monday, February 6, 2017 12:18 PM
To: Thawley, Roanna
Subject: REMINDER: DEADLINE EXTENDED Co-Sponsor Request: Public Sector Right-to-Work

Current co-sponsors are Representatives Hood, Brinkman, Dean, Thompson, Vitale, Goodman, Riedel, Roegner, Merrin, Antani, Zeltwanger, and Keller. If you would like to join, please note the deadline is TODAY at 5 PM.

****REMINDER: Deadline extended to Monday, February 6, 2017 @ 5 PM.****



Representative John Becker
Ohio's 65th House District

MEMORANDUM

To: GOP House Members
From: Representative John Becker
Date: February 6, 2017
RE: Co-Sponsor Request: Public Sector Right-to-Work

I will soon be reintroducing a public sector right-to-work bill. This bill was previously introduced in the 131st General Assembly as HB 583.

There is a national trend of states moving to implement right-to-work laws. With Kentucky being the 27th state to continue that trend, it's time Ohio steps up to the plate. All of Ohio's neighboring states, with the exception of Pennsylvania, have right-to-work laws on the books.

This legislation:

- Provides public sector workers the choice to opt out of union representation and dues.
- Allows non-union employees to voluntarily make financial contributions to a union.
- Protects unions from the requirement of representing non-union employees.
- Appropriates \$30,000 in fiscal year 17 for pamphlets and brochures.

If you would like to co-sponsor this legislation or have any questions, please contact Roanna Thawley at (614) 466-8134 or Roanna.Thawley@ohiohouse.gov. The deadline to co-sponsor is COB, Monday, February 6, 2017. Thank you for your consideration.

Roanna Thawley

Legislative Aide

State Representative John Becker | Ohio House District 65
77 S. High Street, 12th Floor | Columbus, OH 43215
(614) 466-8134
roanna.thawley@ohiohouse.gov

From: Public Policy Law360
Sent: Tuesday, February 7, 2017 5:17 AM
To: Rep30
Subject: Outside Groups Aim For Red State Dems In Gorsuch Fight



Dewey Retrial Begins

Follow our live coverage throughout the trial.

Tuesday, February 7, 2017



TOP NEWS

Outside Groups Aim For Red State Dems In Gorsuch Fight

In the last week, outside political groups have spun up multimillion-dollar advocacy campaigns over the Supreme Court nomination of Judge Neil Gorsuch, all focused on 10 Democratic senators up for a vote next year in states won last year by President Donald Trump.

Analysis

Cost Of GOP Tax Plan May Outweigh Touted Benefits

An empirical study by the Treasury Department of House Republicans' proposed approach to taxing international trade and corporate income shows a dramatic increase in the tax base, but experts caution that the plan hinges on a changing exchange rate and is unlikely to deliver all the anticipated benefits.

100s Of Ex-EPA Employees Raise Doubts About Pruitt's Nom

LAW FIRMS

Adams and Reese
Addleshaw Goddard
Akin Gump
Alston & Bird
Armstrong Teasdale
Arnall Golden
Baker Donelson
BakerHostetler
Ballard Spahr
Belin McCormick
Bernstein Litowitz
Burke Williams
Chadbourn & Parke
Chambliss Bahner
Clare Locke
Cleary Gottlieb
Clifford Chance
Cohen Milstein
Cohen and Wolf
Crowell & Moring

Nearly 450 former U.S. Environmental Protection Agency employees questioned whether Oklahoma Attorney General Scott Pruitt, nominated by President Donald Trump to lead the agency, is qualified for the role, in a letter that was sent to the U.S. Senate on Monday, according to the Environmental Integrity Project.

Analysis

Late Changes To Fiduciary Rule Memo Sow Confusion

President Donald Trump's long-awaited directive on the U.S. Department of Labor's fiduciary rule surprised the financial industry Friday when it failed to include an expected provision calling for a delay, leaving retirement account advisers still struggling to determine when, if ever, they will need to comply with the controversial mandate.

Analysis

4 Gorsuch Employment Cases Lawyers Need To See

As Judge Neil Gorsuch prepares to embark on a potentially contentious confirmation process, a look at his judicial record in the employment context reveals a deep skepticism toward giving agencies wide legal latitude and a potential willingness to scrap long-standing precedents, like the McDonnell Douglas test used in certain bias cases.

House Dems Blast Trump Efforts To Scale Back Dodd-Frank

Democratic lawmakers on Monday denounced President Donald Trump's push to gut the Dodd-Frank Act and said they would do everything in their power to curtail Republican efforts to do so.

Missouri 28th State To Enact Right-To-Work Law

Missouri Gov. Eric Greitens signed right-to-work legislation into law on Monday, making Missouri the 28th state to adopt provisions that block unions from requiring dues payments in

DLA Piper
Dentons
Dewey & LeBoeuf
Dorsey & Whitney
Eversheds Sutherland
Faegre Baker
Finnegan
Fisch Sigler
Foley & Lardner
Fragomen Del Rey
German May
Gibson Dunn
Hogan Lovells
Holland & Knight
Honigman Miller
Hueston Hennigan
Jenner & Block
Jones Day
Jones Walker
Keller and Heckman
Kellogg Huber
Kelly & Walker
Kilpatrick Townsend
Kirkland & Ellis
Latham & Watkins
Lavin O'Neil
Lieff Cabraser
Littler Mendelson
MacLean Holloway
Mayer Brown
McGuire Wood
Meyer Glitzenstein
Milberg LLP
Miller & Chevalier
Morrison & Foerster
Norton Rose Fulbright
Ogletree Deakins
Orrick Herrington

organized workplaces, a move that was swiftly challenged by organized labor.

ABA Prez Calls On Attys To Defend Courts From Attack

American Bar Association President Linda Klein called attorneys to arms Monday to defend democracy, the rule of law and the judiciary's independence after President Donald Trump attacked the federal judge who blocked his immigration ban.

UK Plans To Continue Antitrust Enforcement During Brexit

Although the exact role of the U.K. Competition and Market Authority remains unclear post-Brexit, the regulator plans to continue to enforce and defend U.K. antitrust laws as the process unfolds, the acting CMA chief executive said during a speech in Miami on Saturday.

Army Secretary Nominee Withdraws From Consideration

Secretary of the Army nominee Vincent Viola, owner of a Florida hockey team, has pulled his name from consideration after the billionaire Wall Street trader concluded it'd be too hard to sever his ties with his businesses, according to media reports Friday.

House Passes Bipartisan Email Privacy Act

The House passed a measure to require a warrant to access stored electronic communications like emails Monday, building on years of efforts to change the decades-old Electronic Communications Privacy Act.

BANKING & SECURITIES

Piowar Orders SEC To Reconsider Pay Ratio Rules

Acting U.S. Securities and Exchange Commission Chair Michael S. Piowar directed the agency's staff to reconsider implementing a rule requiring public companies to disclose the

Parker Poe
Paul Weiss
Polsinelli
Quinn Emanuel
Reed Smith
Seward & Kissel
Shearman & Sterling
Shipman & Goodwin
Shook Hardy
Sidley Austin
Sills Cummis
Skadden
Smith Anderson
Stroock & Stroock
Sullivan & Cromwell
Sullivan Ward
Wachtell Lipton
Wiggin and Dana
Wilkinson Barker
Winston & Strawn

COMPANIES

AT&T Inc.
Amazon.com Inc.
America Fujikura Ltd.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Immigration Council
American Immigration Lawyers Association
Asbury Automotive Group Inc.
Atlanta Falcons
BTI Consulting Group Inc.
Bank of America Corporation
CKE Restaurants, Inc.
CarMax Group

pay gap between their chief executive and their typical worker and sought input on difficulties companies are experiencing in implementing the rule.

ENERGY & ENVIRONMENTAL

Pa. DEP Unveils Draft Methane Regs Amid GOP Opposition

Pennsylvania's Department of Environmental Protection on Saturday unveiled draft regulations for a state plan to reduce methane from natural gas production against the backdrop of a proposed law that would bar the plan from going into effect.

10th Circ. Won't Rethink NM Forest Fire Ruling

The Tenth Circuit on Friday declined a New Mexico county's request for an en banc hearing to reconsider a panel's decision that it can't attempt to reduce fire hazards in national forests without the approval of the U.S. Forest Service.

MEDIA & ENTERTAINMENT

Christie Vetoes Bill To Strip Icahn Of Casino License

New Jersey Republican Gov. Chris Christie on Monday vetoed legislation that would strip billionaire Carl Icahn of his license to operate the defunct Trump Taj Mahal, dealing a blow to lawmakers aiming to protect casino union jobs threatened by developers who buy Atlantic City gambling halls only to shutter them.

Ex-Mass. Gov. Wants Immunity From Defamation Suits

The former governor of Massachusetts on Monday asked the state's highest court to recognize for the first time that Bay State governors have absolute privilege from defamation suits, telling the justices that robust

CenturyLink Inc.
Chevron Corporation
Chicago Cubs
Consumer Federation of America
Consumer Reports
Facebook
Fitbit Inc.
Florida Panthers
General Motors
Google Inc.
HSBC Holdings PLC
Hertz Global Holdings Inc.
International Brotherhood of Teamsters
International Business Machines Corporation
Kaspersky Lab Ltd.
Lincoln National Corporation
LinkedIn Corp.
Lithia Motors, Inc.
Merck & Co Inc.
National Association of Insurance Commissioners
National Federation of Independent Business
National Hockey League
Natural Resources Defense Council
New York City Bar Association
New York Times Co.
New York University
Oracle Corp.
Pacific Legal Foundation
Redflex Traffic Systems
SIFMA
Service Employees International Union
Tax Foundation
The Center for Auto Safety

debate could be stifled by suits like the one he's currently facing.

REAL ESTATE

Dem Sens. Ask GSA Watchdog To Review Trump Hotel Lease

Two Democratic senators have urged a U.S. General Services Administration watchdog to probe the GSA's Old Post Office Building leasing agreement with a Trump Organization business, arguing GSA has wrongly failed to take action despite an apparent lease breach.

EMPLOYMENT

Time Bar On NC Discharge Claims Not Retroactive: Judge

A North Carolina federal judge concluded Friday that the state's recent reduction of the statute of limitations for certain wrongful discharge claims, which stemmed from the now-infamous law limiting transgender individuals' access to public facilities, can't retroactively be used to kill a claim that would have been timely absent the change.

Trans Prof Slams Bid To Toss Her From Bathroom Rule Row

A transgender professor on Monday defended her right to join a Fifth Circuit appeal in which Texas, Oklahoma and other states are challenging an Obama administration guidance allowing students to use the restrooms that match their gender identity, saying she has a "unique entanglement" in the matter.

OSHA Wins Partial Toss Of Business Org's Union Access Suit

A federal judge in Texas on Friday determined that the Occupational Health and Safety Administration's new rule allowing union officials to join in on walkabouts does not violate the Administrative Procedure Act, dismissing the National Federation of Independent

Trump Entertainment Resorts Inc.
Trump Organization Inc.
Turner Broadcasting System Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Virtu Financial Inc.
Yahoo! Inc.

GOVERNMENT AGENCIES

Central Command
Congressional Research Service
Connecticut Public Utilities
Regulatory Authority
Consumer Financial Protection
Bureau
Federal Communications
Commission
Federal Deposit Insurance Corp.
Federal Trade Commission
Financial Stability Oversight
Council
Illinois Attorney General's Office
Illinois Supreme Court
Internal Revenue Service
NATO
National Institute of Standards and
Technology
National Labor Relations Board
New Jersey Legislature
New York State Department of
Taxation and Finance
Occupational Safety and Health
Administration
Securities and Exchange
Commission
U.S. Army
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Treasury

Business claim while allowing the remainder of the underlying lawsuit to proceed.

COMPETITION

FTC Challenged Over 'Certified' Used Car Settlements

The Consumers for Auto Reliability and Safety and other advocacy groups asked the D.C. Circuit on Monday to review Federal Trade Commission agreements over "certified" used cars, saying settlements reached with General Motors and others promulgate false advertising instead of curbing it.

PRIVACY & CONSUMER PROTECTION

GOP Moves To Kill CFPB Prepaid Card Rules

A new regulation governing the prepaid card industry is under attack after Republicans in both houses of Congress filed legislation that could lead to its repeal.

GOVERNMENT CONTRACTS

Trump Still Wants More NATO Spending, Will Attend Meeting

President Donald Trump continues to push members of the North Atlantic Treaty Organization to spend more on their own defense budgets even as he reiterates U.S. commitment to a group he once derided as "outdated," according to a readout of a conversation the commander-in-chief had with NATO's head Sunday.

Ex-Chicago Contractor Pays \$20M To End Bribery Suit

Chicago Mayor Rahm Emanuel said Monday that a former city contractor will pay \$20 million to end claims it paid bribes to secure \$126 million in contracts to install red-light cameras at city intersections, allegations that sent a former official and the company's onetime CEO to jail.

U.S. Environmental Protection Agency

U.S. Forest Service

U.S. General Services Administration

U.S. House of Representatives

U.S. Patent and Trademark Office

U.S. Senate

U.S. Supreme Court

Ex-NJ Lawmaker Gets Prison For Defrauding Investors

A former New Jersey lawmaker was sentenced to eight years in state prison Monday for bilking investors and creditors out of more than \$5 million through his various business ventures, including a tent supplier to the U.S. military, Attorney General Christopher S. Porrino announced.

INTERNATIONAL TRADE

EU Trade Boss Outlines Closer China Ties Amid Protectionism

European Union Trade Commissioner Cecilia Malmstrom said Monday that she hopes to use her government's robust trade relationship with China to stem the rising tide of protectionism that has enveloped the globe in recent years, extending an olive branch to Beijing.

TAX

Info Services Co.'s Reports For Clients Can Be Taxed In NY

Reports that an online information services company provides to clients about their potential customers' behavior is subject to a New York state sales and compensating use tax, and do not involve enough personalized information to meet an exception, according to an advisory opinion the state tax department released Friday.

IMMIGRATION

DOJ Pushes 9th Circ. For Stay On Immigration Ban Ruling

The U.S. Department of Justice urged the Ninth Circuit on Monday to stay the court order blocking implementation of the immigration ban contained in President Donald Trump's recent executive order, claiming the order is a lawful

use of presidential power and that the court's nationwide block is "vastly overbroad."

Justices Collect More Info In Immigrant Detention Case

The U.S. government and a group of immigrants have filed more briefs with the U.S. Supreme Court that attempt to answer questions of whether detained immigrants attempting entry into the U.S. are entitled to bond hearings after lengthy periods in custody.

New Group Turns To BigLaw For Attorneys To Rep Immigrants

A group of leading attorneys and immigration advocates that includes retired federal judge Shira Scheindlin has launched the American Immigration Representation Project to provide lawyers to immigrant detainees in response to the new policies and deportation issues created by the Trump administration.

NATIVE AMERICAN

Reps. Clash Over Impact Of ACA Repeal On Indian Care

The leading Republican and Democrat on the House Committee on Natural Resources traded barbs over what impact repealing the Affordable Care Act would have on a related Native American health care law, with Rep. Raul Grijalva, D-Ariz., calling Monday for Republicans to put forward their replacement for Obamacare.

TELECOMMUNICATIONS

FCC Asks DC Circ. To Pause AT&T Special Access Fight

The Republican-led Federal Communications Commission requested Friday that the D.C. Circuit hold off on an AT&T challenge to an FCC finding last year that certain business data services tariff provisions were unlawful, saying

new leadership needs time to consider the issue.

DC Circ. Should Halt Action In Lifeline Case, FCC Says

The Federal Communications Commission told the D.C. Circuit on Friday that the agency wants time to consider whether and how to revisit Obama-era FCC changes to the Lifeline low-income phone program, saying state challengers to the FCC's move do not oppose a 90-day pause for the review.

Advocates Defend Inmate Call Rate Caps As FCC Backs Off

The Federal Communications Commission, in a fight over the Obama-era agency's attempt to set inmate calling rate caps, refused at the D.C. Circuit Monday to defend the move in full even as an advocate for inmates and their families assured the court of the FCC's authority and the need for action.

PEOPLE

Ex-III. Solicitor General Joins Mayer Brown Appellate Group

Illinois' former Solicitor General Michael Scodro has rejoined Mayer Brown's Chicago practice as a partner in the firm's Supreme Court and Appellate practice, Mayer Brown announced Monday.

Cohen Milstein Brings Aboard Ex-NJ Securities Chief

Cohen Milstein Sellers & Toll PLLC has nabbed New Jersey's former securities regulation chief as a partner in its securities litigation and investor protection group, the Washington, D.C.-based plaintiffs-side firm said Monday.

EXPERT ANALYSIS

The End Of SEC's Payment Disclosure Rule

The Senate on Friday passed a resolution under the Congressional Review Act that disapproves the U.S. Securities and Exchange Commission's rule on resource extraction payments. The result for affected issuers is clear — the existing rule is gone, say attorneys with Cleary Gottlieb Steen & Hamilton LLP.

Understanding The USTR's New Insurance Agreement: Part 1

The U.S. Department of the Treasury and the U.S. Trade Representative recently announced the completion of a new bilateral covered agreement between the EU and the U.S. In the first half of this two-part article, attorneys with Sullivan & Cromwell LLP summarize and explain the agreement's reinsurance provisions.

Inside Northern District Of California's New Patent Rules

While the recent revisions to the Northern District of California's influential patent local rules provide for several small tweaks to the rules governing disclosure of infringement contentions and invalidity contentions, the most notable and significant changes impact damages discovery and the disclosure of damages theories and positions, says Sruli Yellin of Fisch Sigler LLP.

Takeaways From NIST's Updated Cybersecurity Framework

The National Institute of Standards and Technology recently released a draft update to its cybersecurity framework. The new guidance is particularly useful to businesses because it focuses on using business drivers to guide cybersecurity activities and advises businesses to consider cybersecurity risks as part of the organization's risk management processes, say attorneys with Keller and Heckman LLP.

LEGAL INDUSTRY

GCs Name The Top Attorneys For Client Service

Hundreds of corporate counsel have named 54 attorneys as client service standouts for at least two years in a row, praising their client focus, responsiveness, legal know-how and business chops.

12 Firms Boast The Most Client-Savvy Attorneys

When corporate counsel were asked to identify the attorneys who stood out to them as those who deliver the best client service in the industry, some law firms' names kept coming up. Here, the 12 law firms that boast the most client-savvy attorneys, according to a new report.

6 Traits Shared By The Lawyers GCs Love The Most

Pointing to their preferred outside counsel, the leaders of corporate legal departments identified six key strengths the attorneys on their list commonly have that make them top-notch at delivering superior client service. Here, find out what those six strengths are.

How To Become Beloved By GCs

To earn the accolades and the ongoing business of general counsel, attorneys need to invest in their clients and think beyond the legal work at hand — and the bill. Here's where they can focus to make the most of their efforts.

ABA Adds Mental Health, Alcohol Abuse To CLE Model Rules

The American Bar Association's House of Delegates voted Monday to approve changes to the model rules for continuing legal education requirements that include recommending regular education on substance abuse and mental health, after a study found lawyers particularly susceptible to these problems.

Judge Koh Asks Uber To Let Young Attys Argue Patent Case

U.S. District Judge Lucy H. Koh on Friday asked Uber Technologies Inc. if it would be

willing to let a younger Reed Smith LLP attorney argue motions that would end a location-detection patent suit, calling to boost associates' experience on high-stakes filings.

Dewey Retrial Start Tripped Up By Juror Problems

Opening arguments in the long-anticipated retrial of two former top executives of Dewey & LeBoeuf LLP on charges of defrauding the law firm's lenders and investors were delayed on Monday, after problems with multiple jurors sent the case back to voir dire.

Clifford Chance Bows Out Of Qatar In Middle East Regroup

Clifford Chance LLP will close its office in Qatar after a six year stint in the country, while the remaining attorney in the location will relocate full time to Dubai, a firm spokesperson confirmed with Law360 Monday.

JOBS

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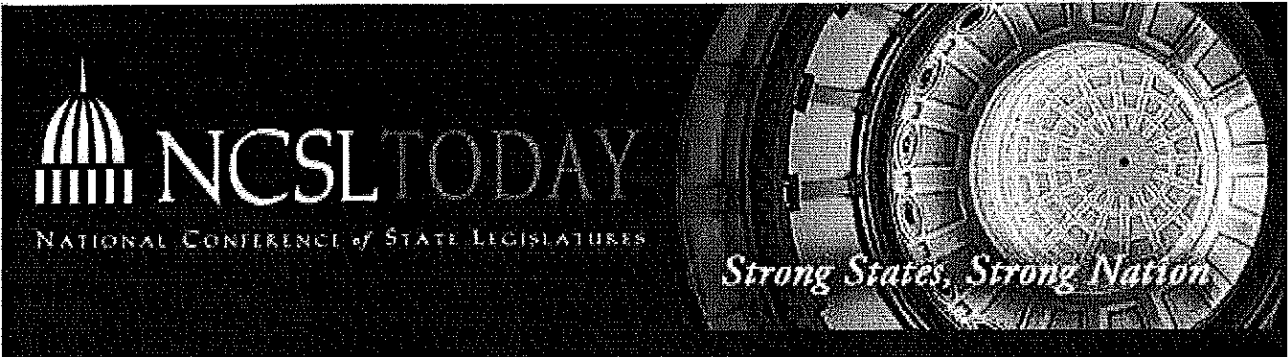
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From: NCSL TODAY
Sent: Monday, February 13, 2017 2:20 PM
To: Rep30
Subject: Health care adjusts to a more diverse America

NCSL Today | Manage your subscription



TOP NEWS Feb. 13, 2017

= A

Health care adjusts to a more diverse America

Stateline

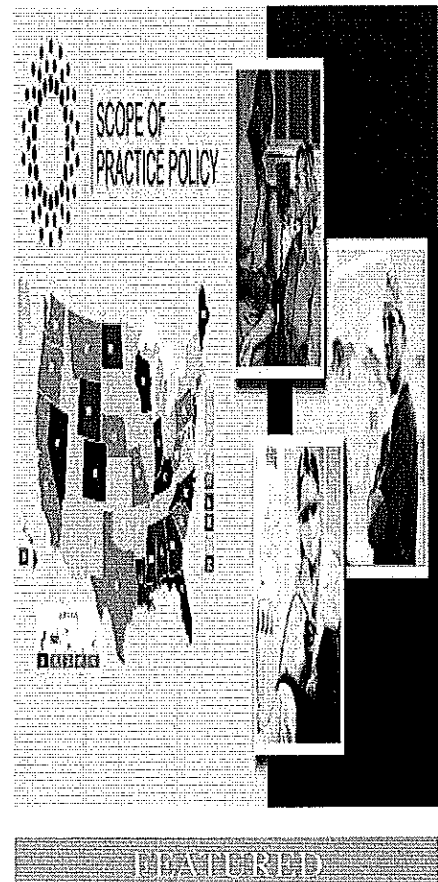
Health care providers will need to beef up language services, hire diverse staff, and pay attention to culturally appropriate care strategies.

State GOP leaders move swiftly as party bickers in Congress

The New York Times

Republicans have top-to-bottom control in 25 states now, holding both the governorship and the entire legislature, and Republican lawmakers are acting with lightning speed to enact longstanding conservative priorities.

Distracted driving penalties could increase statewide in Washington



Associated Press

Lawmakers heard emotional testimony this week from people who lost friends and family members in car accidents caused by drivers distracted by their phones. They are among many who want to make it illegal to hold any hand-held device while driving and ensure offenders receive harsher penalties. **NCSL data cited.**
NCSL resources on distracted driving.

States increasingly targeted by cybercriminals

State Net Capitol Journal

GCN, which provides research for public sector IT managers, reported that between 2013 and 2015 the number of cyberattacks on state computer networks in Utah increased 10,000-fold, from 50,000 to 20 million per day to 300 million to 500 million per day.
NCSL resources on state cybersecurity legislation.

Tapping private sector for roads and bridges poses hurdles for Trump

Bloomberg

Even as President Donald Trump vows to steer more private money toward improving U.S. roads, bridges and airports, familiar impediments may hinder investors. **NCSL data cited.**
NCSL toolkit for legislators on public-private partnerships for transportation.

Despite union resistance, right-to-work momentum is growing

Visit NCSL's new website on Scope of Practice Policy

A health care provider's scope of practice describes the procedures, actions and processes that a health care practitioner is permitted to undertake in keeping with the terms of his or her professional license.



Autonomous vehicles legislative database

Energy efficiency and renewables in lower-income homes

State Legislatures magazine: Rocky road to fix aging roads, bridges



House committee votes to terminate Election Assistance Commission

The U.S. House Committee on House Administration voted 6-3 along party lines this week to

Governing

Several states have already passed right-to-work laws this year -- and their reach may finally expand into the Northeast.

NCSL resources on right-to-work laws.

terminate the U.S. Election Assistance Commission.



7700 East First Place, Denver, CO 80230

= A

From: Gongwer News Service
Sent: Tuesday, February 14, 2017 8:35 AM
To: Rep30
Subject: Ohio Media Clips, Tuesday, February 14



NEWS

Election, Women's March prompt women of color to seek office
(Associated Press, 2/14/2017)

How young is too young? 36,000 elementary school suspensions
(Cincinnati Enquirer, 2/14/2017)

Kasich: Enough with the 'Rust Belt' (Cincinnati Enquirer, 2/14/2017)

'Right-to-work' bill introduced in Ohio House (Cleveland Plain Dealer, 2/14/2017)

Josh Mandel, gearing up for 2018 Senate run, has recruited campaign leaders in all 88 Ohio counties (Cleveland Plain Dealer, 2/14/2017)

Learn how much a new college savings proposal in Ohio could save you
(Cleveland Plain Dealer, 2/14/2017)

Ohio Gov. John Kasich wants Sandusky to host this year's State of the State address (Cleveland Plain Dealer, 2/14/2017)

That time President Donald Trump crashed a Lindner's wedding: Ohio Politics Roundup (Cleveland Plain Dealer, 2/14/2017)

Kasich to give State of State in home of roller coasters and merry-go-rounds (Columbus Dispatch, 2/14/2017)

Statehouse maneuvering: Householder wants off committees (Columbus Dispatch, 2/14/2017)

The Daily Briefing: Former congressman, state lawmaker form lobbying firm (Columbus Dispatch, 2/14/2017)

The Daily Briefing: Trump's first presidential visit to Ohio canceled (Columbus Dispatch, 2/14/2017)

Your Right to Know: Drug-death records would be secret (Columbus Dispatch, 2/14/2017)

China shipments fuel local drug trade (Dayton Daily News, 2/14/2017)

Gov. Kasich looks to make big changes to K-12 schools (Dayton Daily News, 2/14/2017)

Ohio businesses set to cash in on pot (Dayton Daily News, 2/14/2017)

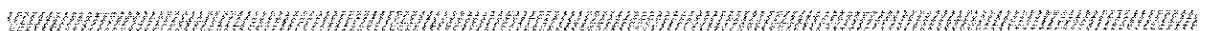
What do you want Gov. Kasich to focus on in 2017? (Dayton Daily News, 2/14/2017)

Bill to honor Walker hits House floor for 3rd time (Toledo Blade, 2/14/2017)

Kasich looks to deliver 2017 address in Sandusky (Toledo Blade, 2/14/2017)

Senators' registry bill moves forward (Toledo Blade, 2/14/2017)

EDITORIALS



Judges do their job in checking the executive (Akron Beacon Journal, 2/14/2017)

Editorial: Funding concerns still exist for College Credit Plus program (Canton Repository, 2/14/2017)

Editorial: More needed to fight overdoses (Columbus Dispatch, 2/14/2017)

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PUBLIC POLICY

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Wednesday, February 15, 2017



TOP NEWS

FCC's Auction Outcome Is Victim Of Sky-High Expectations

The Federal Communications Commission crossed an important finish line in its broadcast incentive auction Friday as a phase of bidding ended, and experts say inflated revenue expectations stoked by the FCC are clouding a result that delivers on the goal of repurposing spectrum for wireless use.

Acting SEC Chair Signals Shift To Ease Disclosure Rules

Acting U.S. Securities and Exchange Commission Chairman Michael Piwowar has taken aim at certain thorny disclosures required by Dodd-Frank by inviting input on such rules for conflicts minerals and executive-pay ratios, steps that attorneys say could lighten the reporting regime for public companies as a deregulatory spirit gains momentum.

LAW FIRMS

Akin Gump
Baker Donelson
Baldwin Crocker
Bracewell
Bredhoff & Kaiser
Carlton Fields
Cohen Weiss
Cooley
Cravath Swaine
Davis Polk
Dechert
Dewey & LeBoeuf
Dorsey & Whitney
Foley & Lardner
Gibson Dunn
Hogan Lovells
Holwell Shuster
Hunton & Williams
Jenner & Block

McMahon Approved To Lead Small Business Administration

The Senate approved President Donald Trump's pick of wrestling magnate Linda McMahon to head the Small Business Administration in a bipartisan vote Tuesday.

Analysis

Flynn's Exit Could Stall Russia Sanctions Relief

The abrupt departure of National Security Adviser Michael Flynn amid allegations of improper contact with Russian officials has only added to the cascade of uncertainties surrounding the Trump administration and how aggressively it will move to dismantle sanctions on Moscow.

Sens. Issue Calls For Russia Probes After Flynn Steps Down

A bipartisan group of senators renewed calls Tuesday for a special congressional investigation into alleged Russian interference with the U.S. presidential election after National Security Adviser Michael Flynn resigned amid fallout from his dealings with Russian officials, while Democrats additionally called for a criminal probe.

Chicago Schools Sue Over 'Discriminatory' State Funding

Chicago Public Schools sued Gov. Bruce Rauner and the state of Illinois Tuesday, alleging the way in which the state funds public schools discriminates against the city's majority-minority population of public school children and violates state and federal civil rights laws.

Law Schools, Bar Group Denounce Trump Attacks On Judges

The blowback from President Donald Trump's criticisms of federal judges related to his executive order on immigration has not abated, with the International Bar Association and two law school deans recently excoriating the

Kaplan Kirsch
Kirkland & Ellis
Kreis Enderle
LaRocca Hornik
Latham & Watkins
Lewis Reed
Morrison & Foerster
Pepper Hamilton
Pierce Atwood
Ropes & Gray
Seward & Kissel
Shearman & Sterling
Simpson Thacher
Skadden
Sullivan & Cromwell
Willkie Farr
Zuckert Scoutt

COMPANIES

ASC Communications
AT&T Inc.
Aetna Inc.
America Fujikura Ltd.
American Bar Association
American Beverage Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Petroleum Institute Inc.
American Thoracic Society
CVR Energy Inc.
Chevron Corporation
Computer & Communications Industry Association
Financial Services Roundtable
Goldman Sachs Group Inc.
Google Inc.

president's comments about judges and the judiciary.

BANKING & SECURITIES

Warren Asks About Lobbyists' Sway On Trump Bank Orders

Sen. Elizabeth Warren on Tuesday sent letters to the White House, the U.S. Department of Labor and the bankers' advocacy group Financial Services Roundtable asking whether government officials "inappropriately consulted" with banking industry lobbyists while developing President Donald Trump's recent executive order and memorandum on financial regulation.

Trump Signs Repeal Of SEC Payment Disclosure Rule

President Donald Trump on Tuesday signed off on legislation that nixed a U.S. Securities and Exchange Commission rule requiring oil and gas extraction companies to disclose their payments to foreign governments, marking the first time in 16 years that a president utilized the Congressional Review Act to overturn a predecessor's rule.

Yellen Rebuts Trump's Claim That Dodd-Frank Hobbled Banks

Federal Reserve Chair Janet Yellen said Tuesday that she plans to work with the Trump administration to see where regulations on banks can be eased, but took issue with the president's characterization that banks are not lending due to the Dodd-Frank Act.

Special Master Deals Fla. Loss In Water Fight With Ga.

A U.S. Supreme Court-appointed special master dealt Florida a loss Tuesday in its fight with Georgia over use of water from the Apalachicola-Chattahoochee-Flint River Basin when he recommended that the court deny Florida's request to cap its neighbor's water usage.

Human Rights Campaign
Humana Inc.
Icahn Enterprises L.P.
International Bar Association
International Swaps and Derivatives Association
Johnson & Johnson
Koch Industries Inc.
L-3 Communications Holdings Inc.
Lockheed Martin
National Basketball Association
National Collegiate Athletic Association
National Federation of Independent Business
National Public Radio Inc.
National Right to Work Legal Defense Foundation
National Women's Law Center
Natural Resources Defense Council
Oracle Corp.
Pacific Legal Foundation
Planned Parenthood Federation
SIFMA
The Boeing Company
The Coca-Cola Company
Time Inc.
Trump Organization Inc.
Twitter Inc.
U.S. Chamber of Commerce
United States Telecom Association
Verizon Communications
Washington Post Co.
Wells Fargo & Co.
World Wrestling Entertainment, Inc.

GOVERNMENT AGENCIES

CFTC Gives Dealers More Time On Swaps Rule

The U.S. Commodity Futures Trading Commission said Monday that it will give swaps dealers a grace period to come into compliance with new rules on swap collateral requirements, after multiple industry groups said they were struggling to meet the March 1 deadline.

ENERGY & ENVIRONMENTAL

Texas Wants 5th Circ. To Review EPA's Sulfur Dioxide Rule

Texas asked the Fifth Circuit on Monday to review a U.S. Environmental Protection Act final action that found parts of the state had too much sulfur dioxide in the air, saying the agency's move will cost the state money unnecessarily and is an example of regulatory overreach.

Senate Dems Push To Delay Pruitt Vote, Question Icahn Links

Democratic members of the Senate Environment Committee on Tuesday pushed to delay a confirmation vote for President Donald Trump's pick to lead the U.S. Environmental Protection Agency, saying they need to review a pending open records lawsuit against the nominee, while other Senate Democrats demanded more information on Carl Icahn's role in the Trump administration.

Feds Sued Over Endangered Bumblebee Protection Delay

The Natural Resources Defense Council sued the federal government on Tuesday over the suspension of a rule that would put the rusty patched bumblebee on the endangered species list, saying the government's delay of the listing's effective date denies the bee essential legal protection.

Colorado AG Sues Boulder County Over Oil Drilling Ban

Agricultural Marketing Service
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
California Department of Food and Agriculture
California Natural Resources Agency
Commodity Futures Trading Commission
Congressional Budget Office
Consumer Financial Protection Bureau
Defense Intelligence Agency
Department of Commerce
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Reserve System
Fish and Wildlife Service
Florida Attorney General's Office
Florida Department of Environmental Protection
Illinois Supreme Court
Internal Revenue Service
National Economic Council
National Labor Relations Board
National Railroad Passenger Corporation
National Security Council

Colorado Attorney General Cynthia H. Coffman sued Boulder County on Tuesday for failing to lift its ban on oil and gas development even after the state's top court ruled that two other local governments had to get rid of similar moratoriums.

HEALTH & LIFE SCIENCES

Fla. Says Changed Rule Could End Challenge To Abortion Law

The state of Florida has notified a federal court of proposed rule amendments it says could resolve a lawsuit's claims of First Amendment rights violations in an abortion restrictions law by narrowing the scope and changing the nature of a registration requirement for counselors.

Humana To Scrap Remaining ACA Policies In 2018

Humana Inc. on Tuesday said it will halt participation in Affordable Care Act marketplaces next year, citing a mix of customers that remains too unhealthy and unprofitable.

IP & TECHNOLOGY

Rep. Issa Says Lee Still Running USPTO But May Be Moved

Michelle Lee is still leading the U.S. Patent and Trademark Office, but the Trump administration may be looking for a different position for her elsewhere in the government, Rep. Darrell Issa, R-Calif., reportedly said Monday amid uncertainty about who is serving as USPTO director.

MEDIA & ENTERTAINMENT

NJ Sens. Fail To Override Veto Over Icahn's Casino License

The New Jersey State Senate on Monday failed to garner enough votes to override Gov. Chris Christie's veto of legislation that would have

New Jersey Legislature
North Carolina Department of Transportation
North Carolina General Assembly
Northern Arapaho Tribe
Occupational Safety and Health Administration
Office of Foreign Assets Control
Oklahoma Attorney General's Office
Pennsylvania Supreme Court
Port Authority of New York & New Jersey
Securities and Exchange Commission
Small Business Administration
U.S. Air Force
U.S. Army
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations

stripped billionaire Carl Icahn of his license to operate the defunct Trump Taj Mahal hotel and casino.

TRANSPORTATION & INFRASTRUCTURE

NJ Pushes Bill To Bar Port Authority From Aiding Travel Ban

New Jersey state legislators moved ahead Monday with a bill that would bar the Port Authority of New York and New Jersey from using any of its resources to implement President Donald J. Trump's executive order that called for a travel ban from seven predominantly Muslim countries.

DOT Overstepped With Rail Safety Order, DC Circ. Told

The U.S. Department of Transportation overstepped its authority when it issued an August 2016 order imposing new safety oversight and enforcement obligations on state entities that oversee intercity passenger rail service without proper public notice and comment, a pair of agencies told the D.C. Circuit.

DC Circ. Asked To Review Deal To Close Santa Monica Airport

General aviation groups asked the D.C. Circuit on Monday to review a settlement between the Federal Aviation Administration and Santa Monica, California, in their yearslong land title dispute over control of the Santa Monica Airport, saying the deal wrongfully allows the city to close the airport by 2029.

REAL ESTATE

San Francisco Urges 9th Circ. To Revive Rental Law Dispute

An attorney for San Francisco told the Ninth Circuit Thursday that a lower court was wrong to invalidate a since-revised housing law that forced landlords to pay massive sums to

tenants before taking their property off the market, telling a judge the ruling has hurt the city's ability to legislate future rent control measures.

EMPLOYMENT

Review Of NLRB Precedents In Order, House Panel Hears

Management and union lawyers clashed over the National Labor Relations Board at a U.S. House hearing Tuesday, with a Hunton & Williams LLP labor attorney saying the board needs to reconsider its Obama-era expansion of the joint employment standard and sped-up union elections and a labor lawyer testifying that criticism of recent agency actions is part of an effort to delegitimize unions.

Trump Blasts Media Co.'s Bid To Unseal 1998 Labor Deal

The Trump Organization Inc. and President Donald Trump slammed a bid by Time Inc. and The Reporters Committee for Freedom of the Press to unseal settlement documents that resolved Trump's 1998 dispute with a labor union, telling the Second Circuit that neither the First Amendment nor the common law right of access applies here.

Doctors, Int'l Science Org Back OSHA In Silica Rule Fight

An international scientific organization and an organization of occupation and environmental medical physicians have come out in support of the Occupational Safety and Health Administration's new rules on worker exposure to silica dust in several industries, telling the D.C. Circuit the regulations would reduce health impairments.

Ill. Gov. Sues To Block Employee Pay Cutoff Motion

The night before Gov. Bruce Rauner's annual budget address, Rauner late Tuesday filed an opposition to Illinois Attorney General Lisa

Madigan's motion to halt state worker pay amid Illinois' unprecedented budget crisis, urging a state judge to reject Madigan's "invitation to create an artificial emergency."

LGBT Groups Urge Trump To Keep Trans Student Policies

Four LGBT advocacy groups urged the Trump administration on Monday to preserve an Obama administration directive that public school students be allowed to use the restroom that matches their gender identity, saying it helps protect some of the nation's most vulnerable students.

PRIVACY & CONSUMER PROTECTION

USDA Recommends California Milk For Federal Pricing Order

California dairy producers who say they face an unfair marketplace disadvantage are moving closer to joining the U.S. Department of Agriculture's purchasing guidelines, with the USDA on Tuesday recommending that the state join the federal pricing system.

Cruz, Fellow Texan Unveil Bills To Kill CFPB

Texas lawmakers Sen. Ted Cruz and Rep. John Ratcliffe on Tuesday introduced legislation that would eliminate the Consumer Financial Protection Bureau as pressure mounts within Congress and the Trump administration on the federal consumer finance watchdog.

NC Gov. Floats New Plan For Bathroom Bill Repeal

North Carolina Gov. Roy Cooper on Tuesday offered his latest proposal for nixing the state's infamous law requiring transgender people to use public bathrooms and other facilities that correspond to the sex on their birth certificates, a plan that includes tougher penalties for crimes that occur in restrooms.

PRODUCT LIABILITY

Calif. State Senator Introduces Sugary Drink Labeling Bill

A California state senator has again proposed a bill that would require sugary beverages sold in the state to include health warning labels cautioning about the risk of obesity, diabetes and tooth decay, his office said Monday.

GOVERNMENT CONTRACTS

Lawmaker Tries To Block L-3's \$418M Aircraft Sale To Kenya

A GOP congressman proposed a resolution Tuesday to pump the brakes on L-3's \$418 million foreign military sale of border patrol aircraft to the Kenyan government, saying the sole-source contract unfairly excluded a competitor in his district and may have resulted from foul play.

INTERNATIONAL TRADE

Treasury Sanctions Venezuelan VP For Drug Trafficking Aid

The U.S. government has sanctioned Venezuela's second-in-command pursuant to the Foreign Narcotics Kingpin Designation Act for allegedly aiding international drug traffickers, the U.S. Department of the Treasury said in a statement Monday.

TAX

Ways and Means Chair Won't Seek Trump's Tax Returns

The Republican chairman of the House Ways and Means Committee announced on Monday that he would not demand to see President Donald Trump's tax returns, rejecting a bid from a Democratic lawmaker to seek review of the documents, according to media reports.

IRS Tax Certification Hurts CPAs, AICPA Tells Fed Circ.

An accounting trade group told the D.C. Circuit that a federal court erred in rejecting its challenge to a voluntary certification program for unlicensed tax return preparers, wrongly finding that its argument is not covered by the relevant law.

Taxpayers Lose Appeal For Equity On Foreclosed Properties

A group of taxpayers fighting to get the excess proceeds of sales after their properties were foreclosed by a Michigan county were dealt a second blow when a Sixth Circuit panel found that the lower court that ruled against them lacked jurisdiction in their case after all.

IMMIGRATION

Syrian Refugee Sues Trump Over Asylum Suspension

A Syrian man granted U.S. asylum after being tortured and targeted by radical fighters sued the federal government on Monday for halting, in response to President Donald Trump's immigration ban, a derivative asylum petition that could help his wife and child similarly escape the violence.

Trump Immigration Ban Blocked In Virginia

A Virginia federal judge on Monday blocked the government from enforcing the immigration ban on individuals from seven predominantly Muslim countries against people with ties to the Old Dominion, finding there is a likelihood that Virginia will win when it comes to its Establishment Clause claim.

NATIVE AMERICAN

BIA Asks 9th. Circ. To Nix Injunction In Contract Row

The Bureau of Indian Affairs urged the Ninth Circuit on Friday to undo a ruling that blocks the agency from approving contracts for two tribes that share a reservation in Wyoming but lack a

confederated government without receiving consent from both, saying it has already committed to doing so.

House OKs Bill Letting Texas, Okla. Set Red River Land Fate

Texas and Oklahoma could soon determine their own borders — and the fate of 30,000 acres claimed as federal land — if the Senate takes up a bill the House passed Tuesday to mandate the federal government accept a survey of the Red River commissioned by the states.

TELECOMMUNICATIONS

Reps Urge FCC To Undo Lifeline Eligibility Reversal

Several dozen House representatives urged Federal Communications Commission Chairman Ajit Pai on Monday to reconsider his decision to strip nine companies of eligibility to provide broadband service under the Lifeline program for low-income users, saying the move will hurt poor children and widen the digital divide.

Trade Group Asks FCC For More Broadband Build-Out Funds

The United States Telecom Association asked the Federal Communications Commission on Monday to increase funding levels for a broadband build-out support mechanism, saying that the priority of using it to deploy broadband in rural America means more funding is needed.

EXPERT ANALYSIS

Trump, Lockheed And The Art Of The Government Deal

President Donald Trump has made his federal procurement debut, announcing two weeks ago that Lockheed Martin agreed to cut \$600 million from its next production lot of F-35 Joint Strike Fighter planes. His tweets and negotiations

raise a slew of questions on how these tactics fit into the densely regulated field of government contracts, say attorneys with Pepper Hamilton LLP.

Overcoming Obstacles To Financial Reform And Deregulation

Creating a list of industry-endorsed reforms is perhaps the easiest task to complete when attempting to ease financial regulatory burdens. However, sorting through and identifying realistic, achievable regulatory reforms at the agency level will prove much more difficult and vexing because of the complexity of current agency interconnectivity, says Joseph Lynyak III of Dorsey & Whitney LLP.

Gorsuch May Further Tip Balance Against Deference To EPA

From an environmental law perspective, Judge Neil Gorsuch has shown a willingness to reassess Chevron deference to an agency's interpretation of the statutes it implements. If confirmed to the U.S. Supreme Court, he could fan further interest in revisiting Chevron deference at a time when the court is actively considering what deference is due an agency when it interprets its own regulations, say attorneys with Bracewell LLP.

FERC Could See Substantial Changes Under President Trump

The Federal Energy Regulatory Commission oversees electric utilities and gas pipelines that account for about 4 percent of the U.S. gross national product. So the impact of FERC policy shifts can be significant. Under the Trump administration, FERC could revisit its stances on market manipulation, net metering and other key issues, say John Estes III and Timothy Mastrogiamomo of Skadden Arps Slate Meagher & Flom LLP.

LEGAL INDUSTRY

Analysis

Firm Leaders' Bullish View On Demand Met With Skepticism

Law firm leaders believe 2017 could be the year the sector reverses the tide of stagnant demand it has been plagued by in recent years, a January report found. Here, industry experts examine how realistic those predictions are and what factors could kick-start billable hours.

Akin Gump's Profits Per Partner Jumped Nearly 10% In 2016

Akin Gump Strauss Hauer & Feld LLP's global profits per partner jumped by 9.6 percent between 2015 and 2016, surpassing \$2 million each, the firm said Tuesday.

Banks Lavished Dewey With High Debt Offers, Jury Hears

A Wells Fargo executive on Tuesday told jurors in the second trial of former leaders of Dewey & LeBoeuf LLP of internal concerns at the bank over the amount of debt the law firm was taking on in the early years after its inception, while juror problems continued to plague the proceeding.

JOBS

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From: Gongwer News Service
Sent: Wednesday, February 15, 2017 8:36 AM
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Subject: Ohio Media Clips, Wednesday, February 15



NEWS

Kasich would block access to heroin death reviews (Cincinnati Enquirer, 2/15/2017)

Kasich: Teachers should job shadow with businesses to renew licenses (Cincinnati Enquirer, 2/15/2017)

Ohio Dems in limbo on governor's race (Cincinnati Enquirer, 2/15/2017)

Josh Mandel's Senate campaign names Portage County chairwoman -- but it's news to her (Cleveland Plain Dealer, 2/15/2017)

Ohio teachers would have to job shadow at a business to renew licenses under Gov. John Kasich's budget (Cleveland Plain Dealer, 2/15/2017)

Sen. Rob Portman says he listened to fierce critics of Betsy DeVos but 'did my own research' (Cleveland Plain Dealer, 2/15/2017)

Superintendents: Cut state tests, end As and Fs on state report cards (Cleveland Plain Dealer, 2/15/2017)

Talk it out: Should Ohio become a 'right to work' state? (Cleveland Plain Dealer, 2/15/2017)

**Are local resources enough to combat Ohio's opioid epidemic?
(Columbus Dispatch, 2/15/2017)**

Brown, Portman say Flynn made right decision to resign (Columbus Dispatch, 2/15/2017)

Latest study: Ohio-style Medicaid may save \$1B a year (Columbus Dispatch, 2/15/2017)

**Most vocational schools would lose funding under Kasich proposal
(Columbus Dispatch, 2/15/2017)**

Ohio House Dems say GOP tax cuts aren't working (Columbus Dispatch, 2/15/2017)

Ohio nurses want law limiting nurse-patient ratios (Columbus Dispatch, 2/15/2017)

**The Daily Briefing: Rob Secaur new executive director of Ohio GOP
(Columbus Dispatch, 2/15/2017)**

Trump may shrink EPA, but effects in Ohio to be delayed (Columbus Dispatch, 2/15/2017)

Cursive handwriting could be required for Ohio students again (Dayton Daily News, 2/15/2017)

New national security adviser a Dayton native (Dayton Daily News, 2/15/2017)

Ohio lawmakers react to resignation of Michael Flynn (Dayton Daily News, 2/15/2017)

Mandel lists campaign leaders for Senate bid (Toledo Blade, 2/15/2017)

Senators' registry bill moves forward (Toledo Blade, 2/15/2017)

EDITORIALS

Bid to ban Ohio sanctuary cities a craven political ploy: editorial
(Cleveland Plain Dealer, 2/15/2017)

'You're fired' (Toledo Blade, 2/15/2017)

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Subject: Next Solicitor General Can Expect Tough Road Under Trump



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PUBLIC POLICY

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Thursday, February 16, 2017



TOP NEWS

Analysis

Next Solicitor General Can Expect Tough Road Under Trump

President Donald Trump's pick for the usually coveted position of solicitor general should expect an unusually rocky tenure, experts say, given the legal battles already underway, criticisms the president has heaped on the judiciary and the likely difficulty of dissuading a president who shoots from the hip from pursuing untenable legal positions.

Puzder Out Of Running For Labor Secretary

Fast-food executive Andrew Puzder took himself out of consideration Wednesday to serve as President Donald Trump's labor secretary one day before his scheduled confirmation hearing as reports circulated that he lacked enough support from Senate Republicans.

LAW FIRMS

Akerman
Arent Fox
Arnold & Porter Kaye Scholer
Boies Schiller
Brownstein Hyatt
Chiesa Shahinian
Cooper & Kirk
Covington & Burling
Davis Wright Tremaine
Debevoise & Plimpton
Denton Navarro
Dentons
Dickinson Wright
Earthjustice
Epstein Becker Green
Faegre Baker
Foley & Lardner
Fowler White Burnett
Frost Brown Todd

House Republicans Announce Their Own ACA Replacement

The conservative U.S. House Freedom Caucus on Wednesday unveiled proposed legislation to replace the Affordable Care Act and officially endorsed a full repeal of Obamacare while promising to support the proposed replacement as a companion bill to one already in the Senate.

Sen. McConnell Leaves 'Nuclear Option' Open On Gorsuch

The Senate Majority Leader on Wednesday kept the line open for using the so-called nuclear option — changing Senate rules — and also backed President Donald Trump Supreme Court nominee Judge Neil Gorsuch's earlier comments on the independent judiciary.

Mattis Voices NATO Support, Says Members Must Chip In

Defense Secretary Jim Mattis Wednesday, in his first meeting with NATO counterparts since officially joining the Trump administration, reaffirmed U.S. commitments to the alliance while signaling the Trump administration would push member states to increase their monetary support.

Analysis

5 Key Takeaways From Trump's ACA Stabilizer Rule

The Trump administration's plan to stabilize Affordable Care Act markets by easing oversight of provider networks and limiting enrollment periods will strengthen insurers that are already doing fairly well but likely prove too modest for others, experts say. Here are five takeaways on how an eagerly awaited regulation will play out

GOP Lawmaker Takes Aim At FCC Privacy Rules

U.S. Sen. Jeff Flake is planning to introduce legislation that would roll back the Federal Communications Commission's new broadband

Goodwin
Greenberg Traurig
Hall Estill
Hunton & Williams
Jones Day
K&L Gates
Lewis Brisbois
Marashlian & Donahue
Massey & Gail
Mayer Brown
Moye White
Perkins Coie
Priddy Cutler
Stradley Ronon
Sullivan & Cromwell
Tucker Law Group
Wachtell Lipton
Wiley Rein

COMPANIES

AARP Inc.
Allergan PLC
Amazon.com Inc.
America Fujikura Ltd.
America's Health Insurance Plans
American Bar Association
American Cable Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
Apple Inc.
AutoZone, Inc
Avalere Health LLC
Bank of America Corporation
Best Buy Co.
Boyd Gaming Corporation
CKE Restaurants, Inc.
CTIA

privacy rules, which give consumers opt-in options for the sharing of certain user information, the Arizona Republican confirmed Wednesday.

Trump Budget Pick Heads To Final Senate Vote

The Senate is moving closer to a final vote on President Donald Trump's head budget officer after Rep. Mick Mulvaney R-S.C., passed a key procedural hurdle on Wednesday.

Retailers Meet With Trump Amid Tax Reform Concerns

President Donald Trump and Vice President Mike Pence Wednesday met with members of the Retail Industry Leaders Association at the White House for a listening session on tax reform and other concerns facing the industry, according to a White House press pool briefing.

BANKING & SECURITIES

Fed Chair Says Rulemaking Calendar Is 'Relatively Light'

Federal Reserve Chair Janet Yellen said on Wednesday that the central bank does not have plans to move forward any major regulations while President Donald Trump's regulatory freeze remains in place even though executive orders do not apply to independent regulatory agencies.

SEC Urged To Preempt States To Boost Reg A+ Liquidity

A legal expert told a U.S. Securities and Exchange Commission advisory committee Wednesday that the SEC should use its rule-making authority to preempt state regulations that restrict secondary trading of shares of small companies that raise capital under the newly expanded Regulation A exemption, thus boosting liquidity.

IPOs Dwindle As Need To Go Public Becomes Less Urgent

Calpine Corporation
Center for Biological Diversity Inc.
Cisco Systems Inc.
Computer & Communications Industry Association
Dynegy Inc.
Equifax Inc.
Ernst & Young
Exelon Corporation
Experian
Facebook
Financial Industry Regulatory Authority Inc.
Google Inc.
Information Technology Industry Council
International Brotherhood of Teamsters
International Business Machines Corporation
J.C. Penney Company Inc.
JPMorgan Chase & Co.
Jack In The Box Inc.
Koch Industries Inc.
MGM Resorts International
Microsoft Corporation
Mobilitie LLC
Morgan Stanley
NASDAQ OMX Group Inc.
NRG Energy Inc.
PJM Interconnection LLC
Pfizer Inc.
Talen Energy Corp.
Tax Foundation
The Gap Inc.
Tractor Supply Company
TransUnion LLC
Turner Broadcasting System Inc.
Twilio Inc.

The rising costs of going public, new regulations that make it easier to stay private and growing options for raising private capital are leading factors causing more companies to delay or cancel initial public offerings, experts told a U.S. Securities and Exchange Commission committee Wednesday.

ENERGY & ENVIRONMENTAL

Watchdog Says Okla. AG Withholding Thousands Of Emails

A media watchdog group on Tuesday said that Oklahoma Attorney General Scott Pruitt, who is President Donald Trump's pick to lead the U.S. Environmental Protection Agency, is improperly withholding documents related to his office's interactions with fossil fuel industry players.

Senate Gets Ball Rolling To Amend The ESA

The Senate Environment Committee on Wednesday explored the possibility of amending the Endangered Species Act, with Republicans criticizing it as being unresponsive to state and local concerns and lacking flexibility to remove protections for an animal or plant once it has recovered.

Ill. Nuke Plant Subsidies Flout FERC, Power Cos. Say

A power producer coalition on Tuesday sued to overturn Illinois' plans to subsidize two struggling nuclear power plants in an echo of similar litigation launched against nuclear subsidies offered by New York state, claiming the incentives usurp the Federal Energy Regulatory Commission's exclusive authority over wholesale electricity markets.

10 State AGs Urge Senate To Reject Vessel Discharge Bill

New York Attorney General Eric T. Schneiderman and nine other state attorneys general called on U.S. Senate leaders Wednesday to reject legislation they say would

Twitter Inc.
U.S. Chamber of Commerce
United States Telecom Association
Verizon Communications
Walgreen Co.
ZestFinance Inc.

GOVERNMENT AGENCIES

Buena Vista Rancheria of Me-Wuk Indians
California Environmental Protection Agency
Centers for Medicare & Medicaid Services
Congressional Budget Office
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Illinois Supreme Court
Internal Revenue Service
International Maritime Organization
NATO
National Institute of Standards and Technology
National Labor Relations Board
National Marine Fisheries Service
National Security Agency

dramatically weaken states' authority to protect waterways against pollution from commercial shipping vessels.

Flake Plan Provides For Ariz., NM Role In Mexican Gray Wolf

Republican Arizona Senators Jeff Flake and John McCain reintroduced the Mexican Gray Wolf Recovery Plan Act on Tuesday, which would give New Mexico and Arizona a larger stake in the management of an animal on the endangered species list.

Enviros, Utilities Clash Over EPA Mercury Rule Challenges

Environmentalists and utilities on Tuesday swapped dueling briefs in D.C. Circuit litigation over the U.S. Environmental Protection Agency's mercury rule for coal-fired power plants, with each side accusing the other of recycling arguments that have been rejected by the agency and the courts.

Endangered Species Case Won't Move From DC To Minn.

An Endangered Species Act case will not be transferred from D.C. to Minnesota federal court, a judge ordered Tuesday when deciding in favor of environmental groups accusing the U.S. Forest Service and other federal agencies of sidestepping a review requirement in approving mine and highway projects that could harm animals in Minnesota's Superior National Forest.

HEALTH & LIFE SCIENCES

Feds Float ACA Market Stabilization Rule

Federal regulators on Wednesday floated highly anticipated policies for stabilizing Affordable Care Act marketplaces, including tighter enrollment periods, slimmer benefits and more leeway for states to oversee provider networks.

New York Attorney General's Office

North Carolina Wildlife Resources Commission

Securities and Exchange Commission

Small Business Administration

Social Security Administration

U.S. Coast Guard

U.S. Department of Defense

U.S. Department of Energy

U.S. Department of Health and Human Services

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Veterans Affairs

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. Forest Service

U.S. House of Representatives

U.S. Senate

U.S. Supreme Court

House OKs Measure To Widen Drug Testing For Unemployed

The House of Representatives paved the way for an increase in state-based drug testing for unemployment benefits Wednesday, passing a resolution to undo an Obama-era rule that allowed such testing in only narrow categories.

MEDIA & ENTERTAINMENT

Ex-State Sen. Asks Texas High Court To Nix Radio Ad Suit

Former state Sen. Bob Deuell has asked the Texas Supreme Court to review a lower court's decision allowing an anti-abortion group's lawsuit against him — alleging that his actions got their radio ads taken off the air — to proceed, arguing that the group hadn't met the minimum evidence standards required.

Philly Controller Wants End To 'Slush Fund' Defamation Suit

The attorney for Philadelphia's city controller asked a state court judge Wednesday to toss a former city official's suit that claimed she was defamed in reports about a so-called slush fund involving money from the city's marathon, saying he and another defendant had immunity as "high public officials."

REAL ESTATE

NJ Developer Loses Appeal Over Application Timing Rule

The New Jersey Appellate Division has said a developer is not protected by a rule requiring a municipality to follow regulations in place at the time of an application because the business did not submit every required document, marking the first time a state court defined an application entitled to such protection.

EMPLOYMENT

GOP Votes To Repeal DOL Rules On State Retirement Plans

Republicans in the U.S. House of Representatives on Wednesday voted to repeal two recent U.S. Department of Labor rules that allow states and some municipalities to help workers without employer-sponsored retirement plans invest in state-run accounts.

EEOC Slows Rule On Affirmative Action Rule For Disabled

The U.S. Equal Employment Opportunity Commission said Wednesday that it will impose a two-week delay of its regulations boosting federal agencies' hiring goals for individuals with disabilities and enhancing support services for those workers, citing a Trump administration directive to slow rules that haven't yet taken effect.

Rauner Asks For Pension Reform, Power To Cut Ill. Budget

Illinois Gov. Bruce Rauner offered state lawmakers a spending plan Wednesday that he repeatedly called "balanced" but that relies on filling a \$4.5 billion hole with measures requiring cooperation from the same legislature at a budget impasse for an unprecedented 20 months.

Ky. County Tells 6th Circ. Not To Rethink RTW Ruling Appeal

A county in Kentucky urged the Sixth Circuit on Wednesday to reject a request by a group of Kentucky unions, including chapters of the AFL-CIO, to rehear en banc a case challenging a local right-to-work ordinance.

PRIVACY & CONSUMER PROTECTION

CFPB Contemplates Using Alternative Data In Credit Scores

The Consumer Financial Protection Bureau on Thursday announced plans to look into whether using so-called "alternative data" like rent and utility payments for credit scoring could make it

easier for millions of Americans to get access to mortgages and other credit.

Tech Groups Call For Balance In Foreign Spying Renewal Push

A coalition of tech industry groups on Wednesday pushed congressional leaders to work together to come up with a "balanced yet focused" approach to replacing a controversial foreign internet surveillance program that is expiring at the end of the year.

GOVERNMENT CONTRACTS

NJ Ordered To Defend Atlantic City Layoffs, Contract Changes

A New Jersey state judge has ordered state officials to appear in court later this month in a lawsuit brought against them by the union representing Atlantic City firefighters and address whether the officials should be restrained from laying off firefighters and implementing changes to their contract.

GAO Targets 34 Areas Of Concern In Federal High Risk List

The U.S. Government Accountability Office released a new list of "high risk" federal programs particularly susceptible to fraud, abuse or mismanagement on Wednesday, adding various Native American programs, environmental liabilities and the upcoming census to the list while removing programs for managing terrorism-related information.

INTERNATIONAL TRADE

Border Adjust Tax Will Have Limited Trade Impact, Report Says

The House Republicans' proposed tax on imports will have a limited long-run economic impact if any at all, according to a Tax Foundation report released Wednesday, which noted that while the approach provides no

expected trade-related gains, it has the advantage of limiting tax avoidance.

TAX

US Wants New Shot At Inversion Rule If It Loses Challenge

The U.S. government asked a Texas federal court on Wednesday to consider sending a tax rule meant to combat corporate inversions back to the U.S. Treasury Department rather than vacating it if the U.S. Chamber of Commerce's challenge of the rule is successful.

NJ, MGM Resorts Ink \$72M Deal Over Property Tax Appeals

New Jersey officials on Wednesday announced a deal to pay \$72 million to MGM Resorts International to resolve outstanding property tax appeals filed by the company's Borgata Hotel Casino & Spa in Atlantic City, saying the move would save taxpayer dollars as the state oversees the fiscal recovery of the struggling resort town.

Colo. Gov. Downplays Harm Of Taxpayer Rights Bill, Court Told

Opponents to Colorado's Taxpayer Bill of Rights slammed Gov. John Hickenlooper's bid to toss their suit, telling a federal court Tuesday that the governor has mischaracterized the measure to play down the harm it has caused state political subdivisions and others.

IMMIGRATION

House Resolution Slams Judge Who Blocked Travel Ban

Rep. Steve King, R-Iowa, has introduced a resolution to the U.S. House of Representatives criticizing the actions of a federal judge and an appeals court that obstructed the enforcement of President Donald Trump's Jan. 27 immigration ban.

Texas AG Backs Trump Immigration Ban In 9th Circ.

Texas Attorney General Ken Paxton threw his support behind President Donald Trump's immigration ban on Wednesday when he urged the Ninth Circuit to reconsider last week's decision upholding a block on the executive order, citing the president's powers to protect national security.

NATIVE AMERICAN

Calif. County Can Fight Tribal Casino, DC Circ. Told

A California county has urged the D.C. Circuit to allow it to challenge a U.S. Department of the Interior decision backing a proposed tribal casino, arguing that it had retained the right to oppose the project.

TELECOMMUNICATIONS

Analysis

FCC's Lifeline Backtrack Foreshadows Program Changes

The Federal Communications Commission under the leadership of new Chairman Ajit Pai has set off a firestorm of controversy by revoking the eligibility of several companies to provide Lifeline broadband services, and experts say recent FCC action suggests the commission will seek to change Obama-era program updates.

Wireless Group Urges FCC To Clear Local Roadblocks For 5G

Wireless trade group CTIA has pushed the Federal Communications Commission to move forward with a proposal to clear the way at the state and local level for 5G infrastructure, also pushing for spectrum to meet wireless demand and against a proposal to subject text messaging to more stringent regulation.

Small Telecoms Decry FCC's Proposed 'Flash Cuts'

A group of regional telecom companies told the new head of the Federal Communications Commission on Tuesday that his plan to cut subsidies they receive for reaching rural customers and redirect the funds toward areas without wireless broadband would do more harm than good.

PEOPLE

SEC Chair Mary Jo White Returns To Debevoise & Plimpton

After nearly four years as chair of the U.S. Securities and Exchange Commission, Mary Jo White will once again return to Debevoise & Plimpton LLP, this time as senior chair of the firm, Debevoise announced on Wednesday.

EXPERT ANALYSIS

Game Clock Running Down, NLRB GC Turns To The Crowd

National Labor Relations Board general counsel Richard Griffin's recent report discussing the rights of university faculty and students speaks not to the board, but instead to employers, labor unions and employees, and is being used as a novel, last-ditch attempt to use the court of public opinion to bolster changes Griffin oversaw during his tenure, says Ryan Funk of Faegre Baker Daniels LLP.

A New Element In Awarding Calif. Public Works Contracts

Legislation recently proposed in California would require the disclosure of greenhouse gas emissions generated by the manufacture of certain "eligible materials" for public works projects. If passed, it could have the biggest effect on companies that manufacture construction materials, especially cement, flat glass, manufactured wool, steel and asphalt, say attorneys with Arnold & Porter Kaye Scholer LLP.

How A General Counsel Should Think About AI

Though the Trump administration has yet to make an official statement regarding artificial intelligence, support for AI is consistent with its expressed desire to promote American business. As such, general counsel will inevitably have to navigate what big data and AI mean for compliance with current and future laws and regulations, say Bruce Heiman and Elana Reman of K&L Gates LLP.

A Rule Against Pretext, Taken Out Of Context

An attorney who negotiates a serial killer's surrender is suspended from legal practice. A highly successful investigative unit that protects children from internet predators is shut down. These are the results of an overly dogmatic approach to the Colorado Rules of Professional Conduct, which prohibit lawyers from engaging "in conduct involving dishonesty, fraud, deceit or misrepresentation," says Charles Luce of Moye White LLP.

When And Where Punitive Damages Are Insurable: Part 2

There is no substitute for a well-drafted, ironclad insurance policy, so it is imperative that insurers either expressly exclude punitive damages in actual policies, or unambiguous, limiting language if the agreement is to cover punitive damages, says Rory Jurman of Fowler White Burnett PA.

LEGAL INDUSTRY

Analysis

How To Stand Out In A Large Law Department

In large law departments, in-house counsel who don't distinguish themselves are doomed to languish unnoticed among the masses. Here's how to make an impression with general

counsel and other company leaders to move up the ranks.

My Strangest Day In Court: When My Expert Had A Meltdown

As I was going through one of the plaintiff's claims — post-traumatic stress disorder — with my expert witness, the good doctor could not even recall the elements of the disorder! Then, suddenly, he pointed his finger at a young juror, remembers Esther Holm of Lewis Brisbois Bisgaard & Smith LLP.

JOBS

Search full listings or advertise your job opening =

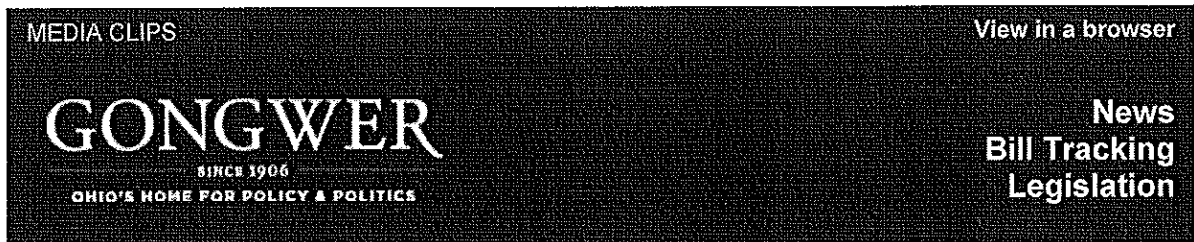
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From: Gongwer News Service
Sent: Thursday, February 16, 2017 8:19 AM
To: Rep30
Subject: Ohio Media Clips, Thursday, February 16



NEWS

Ohio bill: Kill the tampon tax (Cincinnati Enquirer, 2/16/2017)

Andrew Puzder, Trump's Cleveland-born labor secretary nominee, withdraws amid controversy (Cleveland Plain Dealer, 2/16/2017)

Gov. John Kasich headed for Germany, England (Cleveland Plain Dealer, 2/16/2017)

Marsy's Law for Ohio begins campaign for crime victim ballot initiative (Cleveland Plain Dealer, 2/16/2017)

Ohio congress members Marcia Fudge, Tim Ryan back Jaime Harrison of SC for DNC chair (Cleveland Plain Dealer, 2/16/2017)

Talk it out: Should Ohio become a 'right to work' state? (Cleveland Plain Dealer, 2/16/2017)

Sherrod Brown, 10 other senators, call for special investigation of Flynn (Columbus Dispatch, 2/16/2017)

Sherrod Brown, Ohio labor leader glad that Puzder withdrew (Columbus Dispatch, 2/16/2017)

The Daily Briefing: It's official, Portman supports Gorsuch for Supreme Court (Columbus Dispatch, 2/16/2017)

The Daily Briefing: Kasich talking security, jobs in Germany, United Kingdom (Columbus Dispatch, 2/16/2017)

Crime victims seek more rights and protections in Ohio constitution (Dayton Daily News, 2/16/2017)

Ohio working on marijuana 'seed to sale' tracking (Dayton Daily News, 2/16/2017)

Should Ohio schools start after Labor Day? (Dayton Daily News, 2/16/2017)

Some speed limits in Ohio may change daily depending on traffic (Dayton Daily News, 2/16/2017)

Ohio clears wording of cocaine sentencing (Toledo Blade, 2/16/2017)

EDITORIALS

Trump, Flynn and the Russian link (Akron Beacon Journal, 2/16/2017)

Editorial: Enrollment drop is real problem (Columbus Dispatch, 2/16/2017)

Escaping DeVos (Toledo Blade, 2/16/2017)

We owe them (Toledo Blade, 2/16/2017)

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PUBLIC POLICY

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Check out the topics we cover, the forms we offer, and where our practical guidance will take you.

Friday, February 17, 2017



TOP NEWS

Analysis

Smoother Road To Confirmation Seen For New DOL Chief Pick

President Donald Trump's nomination of former U.S. Attorney Alex Acosta to head the U.S. Department of Labor drew praise from management-side attorneys who believe he will adhere to the administration's less aggressive regulatory posture, while also garnering cautious optimism from unions who see his past public service as a sign he will dutifully enforce labor laws.

Mulvaney Gets Senate Approval As Trump Budget Officer

The Senate has approved President Donald Trump's pick for his top budget office, putting conservative Rep. Mick Mulvaney, R-S.C., at the head of the office responsible for the federal budget and managing many agencies.

Analysis

LAW FIRMS

Alston & Bird
Astigarraga Davis
Ballard Spahr
Blank Rome
Coker Schickel
Connelly Law Offices
Cooley
DLA Piper
Dewey & LeBoeuf
Dowd Bloch
Epstein Becker Green
Faegre Baker
Farella Braun
Fisch Sigler
Gibson Dunn
Goodwin
Hall Estill
Holland & Knight
Hueston Hennigan

Ex-DOJ Immigration Head: Travel Order Case A 'Close Call'

Leon Fresco, the former head of the government's Office of Immigration Litigation, dove into a range of hot-button topics in recent discussions with Law360, saying it was a "close call" whether the current version of the president's travel ban would be able to survive court review.

Trump EPA Pick Pruitt Advances In Senate

Trump's choice to lead the Environmental Protection Agency has been set up for a final Senate vote, as Oklahoma Attorney General Scott Pruitt cleared a procedural vote Thursday.

9th Circ. Pauses Immigration Ban Suit At Trump's Request

Ninth Circuit Chief Justice Sidney R. Thomas late Thursday agreed to pause en banc proceedings over President Donald Trump's challenge of an order blocking the implementation of his immigration ban after the administration requested a freeze on the proceedings as it preps a new executive order.

House Acts To Clear Way For Planned Parenthood Defunding

The House passed a resolution Thursday to make it easier for states to defund Planned Parenthood, disapproving a federal rule that restricts states' ability to direct funding to the women's health care provider.

FCC's Pai Wants To Cut 'Red Tape' For Radio

Federal Communications Commission Chairman Ajit Pai said Thursday that he will not neglect radio during his chairmanship, pushing for modernized rules and the activation of smartphone FM chips to let users listen to radio over-the-air, though without a regulatory mandate.

Jackson Lewis
Jenner & Block
Jones Day
K&L Gates
Kirkland & Ellis
Laddey Clark
Mayer Brown
Nicoletti Hornig
O'Melveny & Myers
Ogletree Deakins
Patterson Belknap
Paul Hastings
Potter Minton
Prince Lobel
Quinn Emanuel
Ropes & Gray
Schiff Hardin
Seward & Kissel
Shapiro Haber
Skadden
Spector Gadon
Sullivan & Cromwell
Terrell Hogan
Weil Gotshal
Weiner Brodsky
White and Williams
Wilentz Goldman

COMPANIES

Alliance Defending Freedom
Amazon.com Inc.
America Fujikura Ltd.
American Bar Association
American Civil Liberties Union
American Commercial Lines Inc.
American Federation of Labor and Congress of Industrial Organizations

Acting SEC Chair Curbs Enforcement Staff's Power

Acting U.S. Securities and Exchange Commission Chair Michael Piwowar has curtailed some powers of the agency's enforcement staff dating from the financial crisis, according to multiple media reports.

BANKING & SECURITIES

DC Circ. Agrees To Rethink SEC Judges' Constitutionality

The D.C. Circuit agreed Thursday to vacate a panel's finding that the U.S. Securities and Exchange Commission's in-house judges don't need presidential appointment and to rehear the case before the entire court, taking another look at an issue that has split circuits.

Euronext Says New Platform Shields From High-Speed Traders

European stock exchange operator Euronext said Wednesday it will partner with a U.S. financial technology company and launch a block-trading platform designed to enable investors to execute large orders without tipping their hat toward high-frequency traders

ENERGY & ENVIRONMENTAL

More Ex-EPA Employees Pile On Anti-Pruitt Bandwagon

The number of former U.S. Environmental Protection Agency employees opposed to the confirmation of Oklahoma Attorney General Scott Pruitt as EPA administrator has risen to more than 700, the Environmental Integrity Project said Thursday.

EPA Re-Floats Uranium Mine Rule, Yanks 30-Year Monitoring

The U.S. Environmental Protection Agency on Thursday re-proposed a rule imposing new health and environmental protection regulations for uranium ore extraction, and removed a requirement that mine operators monitor

American Federation of State,
County and Municipal Employees
American Federation of Television
and Radio Artists
American Insurance Association
CH Energy Group Inc.
CKE Restaurants, Inc.
Center for Biological Diversity Inc.
Comcast Corporation
ConAgra Foods, Inc.
Conservation Law Foundation
Devon Energy Corporation
Dr. Reddy's Laboratories Limited
Energy Transfer Partners, L.P.
Florida Bar Association
Fortress Investment Group LLC
Google Inc.
Helsinn Healthcare SA
Humane Society of the United
States
Intellectual Ventures
International Union Of Operating
Engineers
Koch Industries Inc.
Lockheed Martin
London Stock Exchange Group
PLC
Lyft Inc.
McDonald's Corporation
NBCUniversal Inc.
National Association of Insurance
Commissioners
National Association of Mutual
Insurance Companies
National Rifle Association of
America
New York State Bar Association
New York Times Co.
Occidental Petroleum Corporation
PHH Corporation

groundwater for 30 years after demonstrating that the groundwater chemistry is restored and stable.

EPA Cleared From Suit Over Fla. Water Quality Requirements

A Florida federal judge on Wednesday tossed a lawsuit accusing the U.S. Environmental Protection Agency of failing to correctly evaluate water quality requirements for Florida's waterways, a decision that came two years after the judge tossed a similar suit from the same environmental group.

FWS Released From Lawsuit Over Permit For Lynx Capture

The U.S. Fish and Wildlife Service was released from a lawsuit Wednesday brought by environmental and animal welfare groups suing it for issuing the state of Maine a permit that allowed the accidental capture of a threatened lynx species, with a federal judge finding that the service had a rational basis to issue the permit.

EPA Nominee Ordered To Hand Over Docs To Watchdog

An Oklahoma judge on Thursday ordered Scott Pruitt, President Donald Trump's nominee to lead the U.S. Environmental Protection Agency, to turn over to a watchdog group nearly 3,000 emails that purportedly reveal his ties to the fossil fuel industry, the group said.

Resolution Nixing Alaska Hunting Rule Clears House

Alaskan hunters could soon have more tools at their disposal again, after the House passed a measure on Thursday aimed at a federal rule limiting hunting practices on federal lands in the state.

Trump Inks Revocation Of Stream Protection Rule

President Donald J. Trump on Thursday signed a bill revoking a U.S. Department of the Interior

Planned Parenthood Federation
San Antonio Spurs
Sierra Club
SoftBank Group Corp.
Speedway LLC
Stepan Co.
The Boeing Company
Toshiba
U.S. Chamber of Commerce
Uber Technologies Inc.
United Brotherhood of Carpenters
Wal-Mart Stores Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Land Management
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Fish and Wildlife Service
Florida Attorney General's Office
Florida Department of Environmental Protection
Government Accountability Office
Idaho Legislature
Illinois Supreme Court
Immigration and Customs Enforcement
International Trade Commission
NAFTA
National Labor Relations Board
National Railroad Passenger Corporation

rule aimed at minimizing coal mining's harm to surface water and groundwater, the second energy-related rule crafted by the Obama administration that's been killed through use of the Congressional Review Act.

HEALTH & LIFE SCIENCES

11th Circ. Strikes Down Fla. 'Gun Gag' Law

The Eleventh Circuit on Thursday struck down much of a Florida law curbing doctors from asking patients about firearm ownership, ruling that the "gun gag" law violates the First Amendment by impermissibly restricting physician speech.

Trump's CMS Pick Says Medicaid 'Doesn't Work Well' ■■

The Trump administration's likely leader of the Centers for Medicare and Medicaid Services on Thursday sharply criticized Medicaid as rigid and underperforming, signaling that states will get more leeway to overhaul their programs.

Fla. High Court Blocks Enforcement Of Abortion Delay Law

The Florida Supreme Court reinstated a temporary injunction blocking a state law requiring women to wait 24 hours after an initial doctor's visit before obtaining an abortion, ruling Thursday that the abortion rights groups had shown they would likely succeed on the merits.

TRANSPORTATION & INFRASTRUCTURE

Uber Looks To Consolidate 4 Suits By Boston Taxi Cos.

Uber Technologies Inc. on Thursday asked a Massachusetts federal court to consolidate four cases brought by 265 local taxi companies accusing Uber of operating illegally in Boston and competing unfairly by not complying with local taxi ordinances.

New Jersey Attorney General's Office

Office of Surface Mining Reclamation and Enforcement

Port Authority of New York & New Jersey

Securities and Exchange Commission

Shoshone-Bannock Tribes

Small Business Administration

Social Security Administration

Standing Rock Sioux Tribe

U.S. Air Force

U.S. Army

U.S. Attorney's Office

U.S. Consumer Product Safety Commission

U.S. Department of Agriculture

U.S. Department of Defense

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Housing and Urban Development

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. Supreme Court

Washington Attorney General's Office

Long-Term Surface Transpo Funding Fix Needed, Says GAO

The Government Accountability Office said Wednesday that Congress' failure to lock down a sustainable long-term plan to pay for U.S. surface transportation upgrades continues to be a "high-risk" public policy area that lawmakers must tackle.

NJ Judge Again Finds Probable Cause In Christie GWB Case

A New Jersey judge on Thursday again found probable cause in an activist's criminal complaint accusing Gov. Chris Christie of official misconduct over politically motivated lane closures at the George Washington Bridge, sending the matter to prosecutors who have already said they won't pursue charges against the governor.

Port Authority OKs \$32.2B Capital Plan For Transpo Projects

The Port Authority of New York & New Jersey on Thursday signed off on a \$32.2 billion, 10-year capital plan, advancing plans to fund a new bus terminal on Manhattan's west side, the long-awaited third tunnel under the Hudson River, and the ongoing redevelopment of LaGuardia Airport.

INSURANCE

House Lawmakers Seek Clarity On US-EU Insurance Pact

A U.S. House panel on Thursday pressed for more clarity on a new bilateral agreement between the U.S. and European Union designed to place insurers and reinsurers in the two jurisdictions on equal footing, as regulators and insurance trade groups presented wildly divergent views on the pact.

EMPLOYMENT

Wash. High Court Rebuffs Florist's Same-Sex Objections

A Washington florist who refused to serve a same-sex wedding, citing religious objections, violated state anti-discrimination laws and is not protected by the First Amendment, the Washington Supreme Court unanimously ruled Thursday.

Ill. Must Keep Paying Workers In Budget Impasse, Judge Says

State workers in Illinois will continue to get paid through the state's historic budget impasse now that a St. Clair County judge on Thursday denied Attorney General Lisa Madigan's request to halt the paychecks of 63,000 employees until lawmakers and the governor approve a budget.

2 Dems Offer Trump Road Map To Revamp NAFTA

Two House Democrats extended an olive branch to President Donald Trump on Thursday by offering to help him renegotiate the North American Free Trade Agreement, laying out a road map that would increase the deal's labor and environmental rules and do away with its controversial arbitration panels.

Trump Picks Former US Attorney Acosta To Lead DOL

President Donald Trump on Thursday tapped law school dean R. Alexander Acosta — a former U.S. attorney for the Southern District of Florida, one-time National Labor Relations Board member and the first Hispanic to ascend to the top of the U.S. Department of Justice's Civil Rights Division — to serve as secretary of labor.

Ill. Village Asks 7th Circ. To OK 'Right-to-Work' Rule

The Illinois community whose right-to-work ordinance was struck down by a federal judge last month appealed to the Seventh Circuit this week, arguing that the January decision runs afoul of a Sixth Circuit decision that allowed the

union-weakening statute for counties in Kentucky.

COMPETITION

Gas Station Chain Sues NJ Over Fuel Price Law

Gas station chain Speedway LLC has filed a lawsuit alleging New Jersey's law prohibiting below-cost vehicle fuel sales is unconstitutional because it violates the common-law right to sell goods at any price upon which the retailer and purchaser agree

PRIVACY & CONSUMER PROTECTION

Calif. Judge Calls Law On Actors' Ages A Free Speech Threat

A California federal judge sided with IMDb.com in a hearing Thursday over a state law forcing the website to remove actors' ages on request, saying the law appeared to violate constitutional free speech protections so clearly that he didn't even need to hear IMDb's arguments for a stay.

CFPB Wins Full DC Circ. Review Of Leadership Ruling

The D.C. Circuit on Thursday granted a request from the Consumer Financial Protection Bureau for a full-panel rehearing of an October decision that ruled the federal consumer finance watchdog's structure unconstitutional.

PRODUCT LIABILITY

Missouri AG Lays Egg Law Appeal In Supreme Court

Missouri Attorney General Josh Hawley said Thursday he has appealed to the U.S. Supreme Court to pluck off a California law that prohibits the sale of eggs from chickens living in conditions that don't meet the Golden State's strict regulations.

GOVERNMENT CONTRACTS

F-35 Program Chief Says Costs Set To Drop Further

Costs of the F-35 fighter jet could soon drop by more than 15 percent, program chief Lt. Gen. Christopher Bogdan told lawmakers Thursday while also confirming that the CEO of Boeing Co. maker of a rival jet, had sat in on a call between President Donald Trump and Bogdan to discuss the program.

INTERNATIONAL TRADE

Chinese Cos. Say Commerce Used Wrong Cost Surrogate

A pair of Chinese chemical companies hit the U.S. Department of Commerce with a U.S. Court of International Trade lawsuit Wednesday, accusing the agency of imposing anti-dumping margins where there'd been none before and using the wrong country as a surrogate for costs.

Dems Leverage Trade Policy In Battle Over Trump's Finances

Democratic lawmakers introduced new legislation Thursday requiring the president to disclose any and all foreign commercial ties before pursuing trade initiatives, tethering the fight over President Donald Trump's finances to one of his signature policy issues.

TAX

'Cultural Services' Tax Exemption Up To EU Members: Court

A European Court of Justice panel dealt a blow to state-recognized "cultural bodies" Wednesday in holding that the British Film Institute isn't automatically entitled to an exemption from the United Kingdom's value added tax on its film screening tickets.

MEDICAL MALPRACTICE

Fla. Supreme Court Declines To Adopt Daubert Standard

The Florida Supreme Court declined Thursday to adopt a measure to bring state court standards for the admissibility of expert witnesses in line with federal courts, over concerns that doing so would undermine the right to a jury trial and inhibit access to the courts.

IMMIGRATION

Senate Bill Will Target Trump's Sanctuary City Order

A group of senators is taking aim at President Donald Trump's executive action targeting internal immigration enforcement that would pull funds from so-called sanctuary cities, Sen. Catherine Cortez Masto, D-Nev., announced on Thursday.

Trump Slams 9th Circ. As Court In 'Chaos,' 'Turmoil'

President Donald Trump slammed the Ninth Circuit on Thursday as a court in "chaos" and "turmoil," claiming at a news conference that the court has been overturned by the Supreme Court "at a record number," a record that's actually held by the Sixth Circuit, according to a recent Politifact study.

Reps. Oppose Extra Layer Of Screening At Canada Border

Six Northern Border Caucus members have cautioned U.S. Department of Homeland Security Secretary John Kelly against a proposal in President Donald Trump's immigration ban that calls for additional screening for U.S.-bound travelers, saying any new security measures along the Canadian border should be coordinated between the two countries.

NATIVE AMERICAN

Sioux Official, Dakota Access Exec Trade Blows Over Pipeline

A Standing Rock Sioux Tribe official and an executive for the Energy Transfer Partners unit behind the Dakota Access pipeline gave dueling accounts of the history of the project to a House subcommittee on Wednesday, as the tribe battles a recent federal decision that paves the way for its completion.

Idaho Tribes Slam Bill To Shut Down Gambling Machines

The Shoshone-Bannock Tribes on Wednesday slammed a bill proposed in the Idaho House of Representatives that would ban tribal video gaming machines in the state, saying the bill would illegally change their deal with Idaho to conduct gambling and likely violate the state constitution.

TELECOMMUNICATIONS

Telco Stripped Of Lifeline Eligibility Asks FCC For More Time

One of the companies stripped by the new Federal Communications Commission of its federal designation to provide Lifeline broadband service for low-income consumers has pushed the FCC to delay the move or risk that thousands of enrolled consumers may not be able to find another provider in time, according to a filing made public Thursday.

Comcast Lobbies FCC To Revive UHF Ownership Limit Break

Cable giant Comcast has pressed the Federal Communications Commission to reverse course from an Obama-era move dropping a break for UHF station owners, asking the new FCC to return to a less stringent media ownership restriction, according to a filing Thursday.

EXPERT ANALYSIS

In Retrospect

Relearning The Lessons Of Korematsu's Case

Fred Korematsu's U.S. Supreme Court case challenging President Franklin Roosevelt's executive order that led to the incarceration of approximately 120,000 people of Japanese ancestry may sound like ancient history. However, Feb. 19 marks the 75th anniversary of the order's signing, and that it's celebrating its diamond anniversary now is breathtaking timing, says Randy Maniloff of White and Williams LLP.

CPSC Civil Penalties: A Statistical Analysis

In 2015, U.S. Consumer Product Safety Commission Chairman Elliot Kaye announced that he had directed CPSC staff to seek "double-digit" penalties from companies found to be in violation of the Consumer Product Safety Act. Kaye appears to have accomplished his stated goal — a statistical analysis of agency fines shows that companies are being punished more severely than before, says Jonathan Judge of Schiff Hardin LLP.

How A General Counsel Should Think About AI: Part 2

General counsels face the challenging task of understanding how companies can navigate the rules surrounding uses of artificial intelligence. To get smart on AI, general counsels must ask the right questions about areas such as human resources, intellectual property, liability and insurance, say Bruce Heiman and Elana Reman of K&L Gates LLP.

LEGAL INDUSTRY

Gorsuch Nomination Hearings To Kick Off In March

Opening statements in a hearing on Judge Neil Gorsuch's nomination to the U.S. Supreme Court will begin on March 20, with questioning of the associate justice-designate commencing

the following day, Senate Judiciary Committee Chairman Chuck Grassley said Thursday.

Analysis

ABA Attorney Ad Rule Revamp Picks Up Steam

With lines drawn in an emerging debate at the American Bar Association over attorney ad and client solicitation rules, advocates and opponents of a proposed plan to dramatically streamline the model regulations agree that it's now less a question of if changes are coming than what form they will take.

Law360's Weekly Verdict: Legal Lions & Lambs

Jones Day snagged this week's top legal lion spot after the law firm one-upped long-time winner Skadden Arps Slate Meagher & Flom LLP on a list of the most recognized U.S. law firm brands while O'Melveny & Myers LLP's week wasn't as sweet after client Google was hit with a \$20 million verdict in a suit over malware protection patents.

Dewey Ex-Finance Head Says Accounting Fix Was Wrong

The former international finance director at Dewey & LeBoeuf LLP testified in Manhattan criminal court on Thursday that one of two ex-Dewey executives facing a fraud retrial asked her to make accounting entries she thought were improper.

NY Needs Fresh Look At Judiciary System, State Bar Says

The New York State Bar Association believes that heavy caseloads and an excessive number of trial courts create a complex and inefficient judicial system in the state, saying in a report Thursday that these issues should be addressed if voters decide this November to hold a constitutional convention in 2019.

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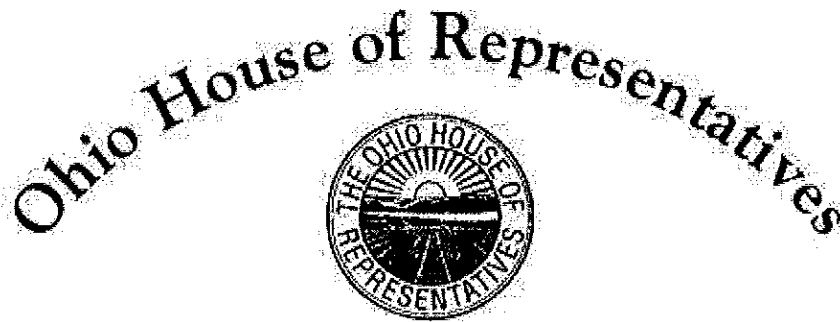
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From: Miller, Josh
Sent: Friday, February 17, 2017 4:12 PM
To: Members_All; Staff_All
Subject: Co-sponsor Request: Private Sector Right to Work



Tom Brinkman, Jr.
State Representative, 27th District
MEMORANDUM

To: All House Members
From: Representative Tom Brinkman, Jr.
Date: February 17th, 2017

RE: Private Sector Right to Work

I will soon be introducing Private Sector Right to Work legislation. Our neighboring states of Michigan, Kentucky, West Virginia, and Indiana have passed Right to Work, and it is long overdue here in Ohio.

This important bill will help make Ohio businesses more competitive and prosperous by eliminating forced union dues and memberships. **No one should be forced to pay a union to get or keep a job.**

If you are interested in co-sponsoring please contact my legislative aide Josh Miller at 614-644-6886 or Josh.Miller@ohiohouse.gov by the close of business on March 3rd.

Thank you,

Tom Brinkman, Jr.
Ohio House of Representatives

District 27

From: Public Policy Law360
Sent: Friday, February 24, 2017 4:54 AM
To: Rep30
Subject: High Court Confirmation 'Not The Way It Should Be': Ginsburg



Friday, February 24, 2017



TOP NEWS

High Court Confirmation 'Not The Way It Should Be': Ginsburg

The current U.S. Supreme Court confirmation process has grown too partisan, Justice Ruth Bader Ginsburg said Thursday, as the Senate is gearing up for a fight over President Donald Trump's pick for the high court, Tenth Circuit Judge Neil Gorsuch.

BigLaw Partners Uneasy About Trump Judiciary Comments

Members of the legal community including partners at several BigLaw firms on Thursday expressed concern over statements made by President Donald Trump toward federal judges and courts in the aftermath of an order temporarily blocking his immigration ban from seven Muslim-majority countries, saying the remarks could have "grave consequences."

Law Profs Hit Kellyanne Conway With Misconduct Complaint

A group of law professors and ethics experts this week filed a misconduct complaint against President Trump adviser Kellyanne Conway, arguing that a series of false statements she made in TV interviews "brings shame" to the profession.

Analysis

LAW FIRMS

Arnold & Porter Kaye Scholer
Baker Botts
Bancroft PLLC
Berger & Montague
Bradley
Chadbourne & Parke
Cooley
Cozen O'Connor
Crowell & Moring
Davis Wright Tremaine
Edelson PC
Eric M. Bernstein
Finger & Slanina
Ford & Harrison
Greenberg Traurig
Gunster
Gutride Safier
Harkins Cunningham
Harman Claytor
Holland & Hart
Holland & Knight
Hunton & Williams
Jackson Lewis
Jenner & Block
Johnson & Bell

GOP Faces Pitched Battle As It Looks To Revise ESA

Having seized control of the presidency and both houses of Congress, Republicans are seeking to amend the Endangered Species Act after years of complaints that it stymies development and limits land use. But lawmakers should take note of previous failed attempts to alter the law, as supporters will fiercely fight any changes they see as weakening it, experts say.

Analysis

Trump's Trans Bathroom Access U-Turn May Not Slow EEOC

Although the Trump administration made waves in rescinding an Obama-era directive that transgender public school students be allowed to use the bathroom of their choice, experts say employers shouldn't assume the U.S. Equal Employment Opportunity Commission will take its foot off the enforcement throttle when it comes to transgender rights in the workplace.

Sessions Ditches Obama Policy Curtailing Private Prison Use

Attorney General Jeff Sessions has reversed a U.S. Department of Justice memo from the Obama administration aimed at curtailing use of private prisons by the federal government, according to a memo sent to the federal Bureau of Prisons on Thursday.

Analysis

Tax Reform Possible Despite Border Adjustment Opposition

Despite growing opposition from retailers and within the GOP's own ranks to a tax reform blueprint that would disallow deductions for import costs, experts are hopeful that a compromise going beyond mere tax cuts is possible.

Ginsburg Bemoans Loss Of Core Values At Book Launch

Joseph Greenwald

K&L Gates

Kane Russell

Kessler Topaz

Kutak Rock

Littler Mendelson

Lum Drasco

McGuireWoods

Morrison & Foerster

Munger Tolles

Norton Rose Fulbright

Perkins Coie

Schirmer Diaz-Arrastia

Seyfarth Shaw

Shook Hardy

Sidley Austin

Squire Patton Boggs

Sullivan & Worcester

Surovell Isaacs

Williams Montgomery

Winthrop & Weinstine

COMPANIES

AXA SA

American Bar Association

American Civil Liberties Union

American Federation of Labor and Congress of Industrial Organizations

American Federation of State, County and Municipal Employees

Apple Inc.

BTI Consulting Group Inc.

Black Elk Energy LLC

Citizens for Responsibility and Ethics in Washington

Clearing House Payments Co. LLC

Comcast Corporation

America is not going through the best of times, according to Associate Justice Ruth Bader Ginsburg, who said Thursday that the country has started to drift away from some of its core ideals.

Analysis

Fracking Quakes Could Shake Regulatory Ground In Pa.

The first-of-its-kind link that Pennsylvania environmental regulators recently drew between hydraulic fracturing and a string of minor seismic events detected nearly a year ago could be the first step toward increased monitoring requirements and permitting conditions for drillers.

GOP Lawmaker Wants Flynn To Testify Before Senate Panel

Sen. Susan Collins, R-Maine, said Wednesday that former national security adviser Michael Flynn should testify before the Senate Intelligence Committee, which is investigating alleged Russian interference in the U.S. presidential election.

BANKING & SECURITIES

Canadian Securities Watchdog Launches Regulatory Sandbox

Canadian securities regulators on Thursday launched a so-called regulatory sandbox, allowing companies that use innovative technologies and capital-raising techniques to experiment under fewer regulations, spreading an idea that has gained momentum across Europe and Asia.

Robo-Advisers Must Be Mindful Of Advisers Act, SEC Says

The U.S. Securities and Exchange Commission on Thursday said that "robo-advisers" should be mindful of how the Investment Advisers Act applies to them and their relationship with

Corrections Corporation of America
Facebook
Fannie Mae
Federalist Society
First NBC Bank Holding Co.
Freddie Mac
Geo Group, Inc.
Goldman Sachs Group Inc.
Hilcorp Energy Co.
HuffingtonPost.com LLC
International Bar Association
Koch Industries Inc.
Life Technologies Corporation
Mercedes-Benz
MetLife Inc.
Mexican American Legal Defense and Education Fund
NBCUniversal Inc.
National Immigration Law Center
National Public Radio Inc.
New York Times Co.
Nokia Corporation
Novartis AG
Promega Corp.
Public Knowledge
QUALCOMM Incorporated
Royal Dutch Shell PLC
Sierra Club
Sprint Nextel Corporation
Trump Organization Inc.
Universal Health Services Inc.
Wal-Mart Stores Inc.
Wells Fargo & Co.

GOVERNMENT AGENCIES

Bureau of Safety and Environmental Enforcement
Centers for Medicare & Medicaid Services

clients since their services are unique from traditional investment advisers.

ENERGY & ENVIRONMENTAL

Sierra Club To Sue EPA For Renewable Fuel Report Absence

The Sierra Club issued a notice of intent to sue the U.S. Environmental Protection Agency on Thursday, saying it had ignored its obligations to analyze the Renewable Fuel Standard by failing to publish an evaluation on air quality or communicate with Congress.

ND, Energy Cos. Ask 8th Circ. To OK \$1.3M Fee In Minn. Row

North Dakota and a coalition of energy companies told the Eighth Circuit on Wednesday that they should receive \$1.3 million in attorneys' fees and costs awarded by a lower court for prevailing in the appeal of a decision invalidating Minnesota's restrictions on out-of-state coal-fired power plants, arguing the figure was justified and mentioning that the other side was sanctioned.

Wood Group To Pay \$9.5M In False Reporting, Explosion Plea

Wood Group PSN Inc. will pay \$9.5 million over allegations of falsely reporting safety inspections and violating the Clean Water Act in connection with the November 2012 explosion at the West Delta 32 offshore facility in the Gulf of Mexico, federal prosecutors said Thursday.

HEALTH & LIFE SCIENCES

Feds To Allow Pre-ACA Policies Through 2018

Federal regulators on Thursday once again granted extra time for consumers to renew health insurance that doesn't fully comply with Affordable Care Act standards, saying the older coverage can run through 2018.

MEDIA & ENTERTAINMENT

Commodity Futures Trading Commission
Congressional Budget Office
Consumer Financial Protection Bureau
Defense Intelligence Agency
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Housing Finance Agency
Federal Reserve System
Federal Trade Commission
Financial Conduct Authority
Financial Stability Oversight Council
Fish and Wildlife Service
Florida State Senate
Government Accountability Office
Internal Revenue Service
National Credit Union Administration
National Labor Relations Board
National Marine Fisheries Service
North Carolina Wildlife Resources Commission
Office of the Comptroller of the Currency
Office of the Federal Register
Oklahoma Corporation Commission
Oregon Department of Justice
Securities and Exchange Commission

Fla. Senate Readies Gaming Bill, But House Has Other Ideas

The Florida Senate Appropriations Committee's passage of a comprehensive gaming bill to the Senate floor on Thursday raised the prospects for long-sought resolutions to multiple industry issues, but those odds looked longer as a House panel backed a proposal that hews to the status quo and rejects expansion.

Oregon Moves Forward On Bill To Revamp Sports Agent Law

Oregon lawmakers are pushing forward with what could be a first-of-its-kind bill that would significantly expand the definition of who is considered an athlete agent beyond those who negotiate contracts and provide college student-athletes with a specific civil remedy for agent misconduct.

EMPLOYMENT

NJ Doesn't Have To Pay For Ex-Election Official's Defense

A New Jersey state appeals court on Thursday found that the state does not have to cover the defense costs of a former county superintendent of elections in a lawsuit alleging retaliation against three workers because the litigation involves supervising employees and not enforcing election laws.

Former Asst. Atty Wants Firing Suit Reheard By 4th Circ.

A former Fairfax County, Virginia, assistant attorney asked the Fourth Circuit Wednesday for a rehearing of its decision upholding a district court's ruling that she could be fired after being elected to the city council, saying the case presents important issues concerning public employees' First Amendment rights.

III. State Worker Union Members Approve Strike If Needed

Seminole Tribe of Florida
Texas Department of Public Safety
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Supreme Court

Illinois' largest public employee union on Thursday announced that its voting members overwhelmingly authorized a strike, should the bargaining committee of AFSCME Council 31 decide to call one in its months-long struggle with Gov. Bruce Rauner over a new contract.

PRIVACY & CONSUMER PROTECTION

Trans Student Presses Bathroom Fight Despite Trump Letter

Transgender student Gavin Grimm pressed on with his challenge of a policy barring him from using the boys' bathroom at his high school on Thursday, telling the U.S. Supreme Court that the Gloucester County School Board rule violates the plain text of Title IX, a day after the Trump administration rescinded Obama-era guidance on trans rights in schools.

Arkansas Supreme Court Strikes City's LGBT Protections

The Supreme Court of Arkansas on Thursday struck down a city ordinance that banned discrimination based on sexual orientation or gender identity, but refused to address whether the state's law stripping local governments of the ability to protect LGBT rights is constitutional.

INTERNATIONAL TRADE

FTC Chair To Take On Job Licensing With New Task Force

The new acting chairwoman of the Federal Trade Commission launched a task force Thursday to tackle state and local licensing requirements that have proliferated in recent years for everyone from hairdressers and makeup artists to interior designers, a new initiative designed to pare down on "dubious" and "ridiculous" requirements threatening economic growth.

TAX

Mnuchin Shares GOP's Optimistic Timeline For Tax Reform

Treasury Secretary Steven Mnuchin exhibited the same ambition as House Republicans Thursday when he expressed a commitment to seeing growth-enhancing tax reform, with an emphasis on cuts for the middle class and business, before Congress leaves for its August recess.

IRS Asked To Create Form To Help Shareholder Compliance

An accounting trade group has urged the IRS to create a new income tax form that would compute a shareholder's basis in the stock and debt of a pass-through corporation, saying that in the past, taxpayers have misreported over \$10 million in losses due to a lack of basis.

IMMIGRATION

Oregon Seeks To Join Wash. Challenge To Trump Travel Ban

Oregon wants in on the lawsuit filed by the state of Washington that challenges President Donald Trump's executive order and its travel ban for certain foreign-born individuals, arguing Wednesday that it seeks to ensure that any relief that arises from the case protects the state and its residents.

Groups Aim To Block Trump From Slashing Refugee Numbers

The International Refugee Assistance Project and others asked a Maryland court Wednesday to stop the government from enforcing part of the travel ban executive order that slashed refugee admission numbers, saying the law doesn't allow a president to force a midyear cutback in refugees.

5th Circ. Reinstates Texas Anti-Immigrant Harboring Law

The Fifth Circuit on Thursday reinstated a Texas law that makes it a felony to harbor unauthorized immigrants, lifting an injunction

that had blocked the 2015 law from taking full effect, in a ruling praised by both the state and immigrant advocates.

TELECOMMUNICATIONS

FCC Approves 1st Foreign Co. Broadcast Station Ownership

The Federal Communications Commission for the first time ever has allowed a fully foreign-owned company to take ownership of 15 U.S. radio broadcast stations, in a decision on Thursday that approved a petition to let an Australian couple take on several stations in Alaska and Texas.

FCC Grants Small-Business Relief From Transparency Rules

The Federal Communications Commission's Republican majority voted Thursday to exempt broadband providers with 250,000 or fewer subscribers from stepped-up transparency rules in the 2015 Open Internet Order as the lone Democratic commissioner objected amid questions of how the GOP will deal with broader net neutrality rules.

FCC Pushed To Ensure Stricter Political Ad Disclosure

In a letter to the Federal Communications Commission on Wednesday, a group of 10 Democratic Congress members encouraged the agency to adopt even stricter disclosure rules for TV stations that run political advertisements.

Public Interest Groups Urge FCC Not To Undermine Lifeline

The NAACP, AFL-CIO and Public Knowledge are among a range of public interest organizations that on Thursday pressed the Federal Communications Commission to reverse course on stripping nine Lifeline low-income broadband providers of eligibility to provide service or risk undercutting the goal of connecting the poor.

EXPERT ANALYSIS

Tax Implications Of The Affordable Care Act Repeal

Because the Affordable Care Act was upheld by the U.S. Supreme Court as a tax law, its repeal would entail a \$1.1 trillion tax revenue loss over 10 years. Based on the direction that the Republicans take in crafting their replacement bill and what portions of the ACA will be repealed, individuals and corporations could be looking at drastic tax changes, say Michael White and Eddie Geraghty of M. White & Associates LLC.

Financial Services In The 1st Month Of Trump Presidency

In the first 30 days of his administration, President Donald Trump issued more than two dozen executive orders, memoranda and proclamations, several of which significantly impact the financial services industry. In addition, policymakers are turning their time and attention to reforming the nation's financial services laws, with a "Choice Act 2.0" likely to be introduced soon, say Matthew Cutts and James Sivon of Squire Patton Boggs LLP.

Challenging Emoluments Clause Violations As A Conspiracy

I'm not confident that trying to hold the Trump Organization liable for President Donald Trump's own constitutional violations will work. But there might be other legal theories under which a state attorney general could argue that Trump-owned companies act unlawfully when they receive emoluments. Consider a core white collar criminal statute — conspiracy to defraud the U.S., says Randall Eliason, a former federal prosecutor.

Inside New FAR Rule On Untimely Payment To Subcontractors

New changes to the Federal Acquisition Regulation impose mandatory reporting requirements on federal prime contractors who

fail to make full and timely payments to their small business subcontractors. Although little more than a month old, this rule already has been the source of considerable confusion, say Aron Beezley and Emily Unnasch of Bradley Arant Boult Cummings LLP.

The Uncertain Future Of PURPA, A Key To Renewable Energy

The Public Utility Regulatory Policies Act was enacted in 1978 to encourage development of alternative energy resources. But PURPA's opponents want to see it amended or repealed. With the law's supporters staying relatively quiet, calls for reform may gain traction with the new Congress and the Trump administration, say attorneys from Crowell & Moring LLP.

LEGAL INDUSTRY

Analysis

5 Rules For RFPs From The People Who Read Them

With the use of RFPs by legal departments at an all-time high, it's crucial that law firms learn how to stand out from the pack and avoid ruffling the feathers of the procurement and legal operations professionals who review the submissions. Here's how they say law firms can make the most of an RFP.

Holland & Knight Protests DQ Bid To Judge's 'Dismay'

A New York federal judge scolded Holland & Knight LLP for a letter it submitted in a case pitting First NBC Bank against ethanol distributor Murex LLC, saying the unsolicited filing contesting a bid to disqualify the firm did not reflect well on it and that its attorneys had "abused the court's courtesy."

Law360's Weekly Verdict: Legal Lions & Lambs

Sidley Austin rose to the top of this week's legal lions list with a win at the U.S. Supreme Court that limits the law's reach on overseas patent

infringement, while K&L Gates met with a less favorable fate when the justices revived a False Claims Act case against its client, Wells Fargo.

Del. Judicial Political Balance Mandate Unfair, Atty Says

A Delaware attorney is challenging a portion of the state's constitution requiring a balance of representation from "major" political parties in state judicial positions, saying in a lawsuit filed in Delaware federal court that the process is unconstitutional and unfairly excludes members of nonmajority parties and independents.

Ill. Law Firm Ex-Clients Can't Arbitrate Privacy Row As Class

A pair of former clients of Illinois law firm Johnson & Bell Ltd. can't arbitrate their claim the firm put their confidential data at risk on behalf of a putative class of Johnson & Bell clients, an Illinois federal judge said Wednesday.

Trial Consultants Q&A: DOAR's Roy Futterman

You can see an attorney have a sudden realization that we move from trial to trial, that we work on many cases in a year and spend weeks in courtrooms. When attorneys realize all of this, they often move us from the kiddie table to the big boy table. Then we pick up a turkey leg and get to work, says Roy Futterman, director at DOAR Inc.

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From: Gongwer News Service
Sent: Friday, February 24, 2017 8:33 AM
To: Rep30
Subject: Ohio Media Clips, Friday, February 24



NEWS

GOP effort could ax prevailing wage for workers (Cincinnati Enquirer, 2/24/2017)

Hundreds gather to protest Mitch McConnell and Donald Trump (Cincinnati Enquirer, 2/24/2017)

2018 Ohio governor's race gets more 'official' with Mary Taylor: Ohio Politics Roundup (Cleveland Plain Dealer, 2/24/2017)

Halt Ohio's ESSA plan until state testing is cut, 150 angry educators, officials tell state (Cleveland Plain Dealer, 2/24/2017)

Indivisible town hall attendees take on the absent Rob Portman at Cleveland church (Cleveland Plain Dealer, 2/24/2017)

Ohio cities could stop paying prevailing wage to construction workers under proposed bill (Cleveland Plain Dealer, 2/24/2017)

Proposed limits for medical marijuana supply in Ohio among strictest (Cleveland Plain Dealer, 2/24/2017)

Sean Spicer headlining D.C. fundraiser for Ohio Sen. Frank LaRose (Cleveland Plain Dealer, 2/24/2017)

Buckeye, Cheesehead leaders team up to tackle Trump-era challenges (Columbus Dispatch, 2/24/2017)

GOP leaders oppose teacher 'externship' plan (Columbus Dispatch, 2/24/2017)

Kasich summoned to help craft Medicaid solution amid Obamacare repeal (Columbus Dispatch, 2/24/2017)

Mary Taylor now formally governor candidate (Columbus Dispatch, 2/24/2017)

Natural gas tax kicked from budget (Columbus Dispatch, 2/24/2017)

Trump's transgender policy won't change how most local schools operate (Columbus Dispatch, 2/24/2017)

Who really stopped Dems from attending Portman speech? (Columbus Dispatch, 2/24/2017)

Bills would streamline prescription process for Ohio patients (Dayton Daily News, 2/24/2017)

John Boehner: Repealing Obamacare just 'happy talk' (Dayton Daily News, 2/24/2017)

New rules set for medical marijuana use in Ohio (Dayton Daily News, 2/24/2017)

Gun silencer bills could spark sales (Toledo Blade, 2/24/2017)

Report finds \$1B in savings in higher ed (Toledo Blade, 2/24/2017)

EDITORIALS

Deportation force, as pledged (Akron Beacon Journal, 2/24/2017)

Editorial: Talking is better than dodging (Columbus Dispatch, 2/24/2017)

Portman under wraps (Toledo Blade, 2/24/2017)

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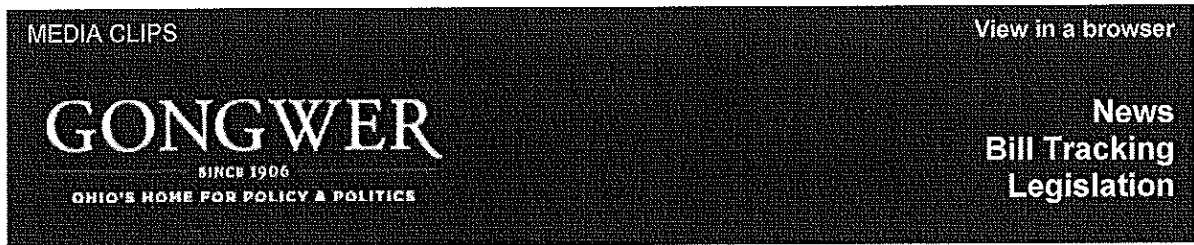
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From: Gongwer News Service
Sent: Monday, February 27, 2017 8:29 AM
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Subject: Ohio Media Clips, Monday, February 27



NEWS

Kasich cleared to give State of the State speech in Sandusky (Akron Beacon Journal, 2/27/2017)

Ohio bill outlawing marital rape gets no GOP support, again (Akron Beacon Journal, 2/27/2017)

After bitter feud, Kasich and Trump try to mend fences (Cincinnati Enquirer, 2/27/2017)

Kasich budget assumes Cincinnati could raise more taxes (Cincinnati Enquirer, 2/27/2017)

Kasich to GOP: Full Obamacare repeal 'not acceptable' (Cincinnati Enquirer, 2/27/2017)

Portman denies keeping Democrats out of political event (Cincinnati Enquirer, 2/27/2017)

Gov. John Kasich and Rep. Jim Jordan duel on TV over Obamacare repeal (Cleveland Plain Dealer, 2/27/2017)

Gov. John Kasich talks with President Trump about reforming Obamacare (Cleveland Plain Dealer, 2/27/2017)

Ohio congress members seek investigation of Jewish community center bomb threats (Cleveland Plain Dealer, 2/27/2017)

Tom Gunlock, former state school board president, leaves board (Cleveland Plain Dealer, 2/27/2017)

Capitol Insider: Kasich can relate to Trump's kerfuffles (Columbus Dispatch, 2/27/2017)

Grass-roots foes of Trump, GOP make noise in Ohio (Columbus Dispatch, 2/27/2017)

Kasich says town hall protests might be getting through to Capitol Hill (Columbus Dispatch, 2/27/2017)

Kasich, GOP at odds over Medicaid coverage (Columbus Dispatch, 2/27/2017)

Ohio may pay counties to take inmates off its hands (Columbus Dispatch, 2/27/2017)

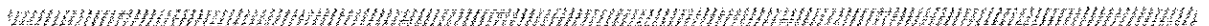
Trump has many believers in small-town Ohio (Columbus Dispatch, 2/27/2017)

Kasich fights for federal health care funds (Dayton Daily News, 2/27/2017)

Local governments told to 'open books' (Toledo Blade, 2/27/2017)

Ohio officers tasked with keeping race, gender data (Toledo Blade, 2/27/2017)

EDITORIALS



A better death penalty for Ohio (Akron Beacon Journal, 2/27/2017)

Bickering over Gov. Kasich's traveling State of the State passes for political discourse in Ohio: Thomas Suddes (Cleveland Plain Dealer, 2/27/2017)

Keep defending Ohio Medicaid expansion, Gov. Kasich: editorial (Cleveland Plain Dealer, 2/27/2017)

Editorial: Victims seek more court leverage (Columbus Dispatch, 2/27/2017)

Governor got this right (Toledo Blade, 2/27/2017)

Right-to-work law still totally wrong for Ohio (Youngstown Vindicator, 2/27/2017)

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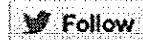
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From: Public Policy Law360
Sent: Wednesday, March 8, 2017 4:47 AM
To: Rep30
Subject: GOP Leaders Defend ACA Repeal Bill Amid Backlash



Wednesday, March 8, 2017



TOP NEWS

GOP Leaders Defend ACA Repeal Bill Amid Backlash

Amid criticism from both within their party and across the aisle, Republican leaders defended their plans to repeal the Affordable Care Act Tuesday, a day after revealing a plan backed by President Donald Trump.

Trump Taps Ex-Jones Day Partner For Solicitor General Post

President Donald Trump on Tuesday announced his intent to nominate Noel Francisco, until recently a Jones Day partner and currently the acting solicitor general, to serve as the next U.S. solicitor general, confirming rumors that have swirled for weeks about his possible appointment.

Kirkland Attorneys Land White House Legal Posts

Several former Kirkland & Ellis LLP attorneys nabbed legal jobs in President Donald Trump's administration as the White House on Tuesday officially announced the latest batch of additions to the president's counsel office.

DAG Hopeful Resists Queries On Trump-Russia Investigator

LAW FIRMS

Arent Fox
Baker McKenzie
Bangs McCullen
Best Best
Boies Schiller
Brann & Isaacson
Brownstein Hyatt
Cleary Gottlieb
Clifford Chance
Covington & Burling
Cravath Swaine
Davis Polk
Debevoise & Plimpton
Dewey & LeBoeuf
Donohue Brown
Earthjustice
Epstein Becker Green
Eversheds Sutherland
Frost Brown Todd
Gibson Dunn
Goldstein & Russell
Goodwin
Greenberg Traurig
Haynes and Boone
Hogan Lovells

The nominee for U.S. deputy attorney general, Rod Rosenstein, resisted calls to commit to assigning a special prosecutor to look into the Trump administration's contacts with Russian officials, saying at his confirmation hearing Tuesday that he will think about it once on the job.

Analysis

3 Employer Takeaways From The ACA Repeal Proposal

Congressional Republicans on Monday unveiled their long-awaited plan to repeal and replace the Affordable Care Act, a proposal that would change the legal landscape for large businesses by scrapping the requirement to provide health coverage to employees or face penalties. Here, experts identify three takeaways for employers from the proposed worker health care overhaul.

Dems Blast Gorsuch's Record On Workers, Disability Rights

Senate Democrats on Tuesday pounced on Judge Neil Gorsuch's decision in a disability rights case involving a cancer-stricken college professor to paint the judge as an "ultraconservative" unfit for the Supreme Court, trying to foment opposition to his nomination ahead of confirmation hearings taking place later this month.

Analysis

House Bill Could Inject Med Mal Reforms Into ACA Fight

A federal bill to cap noneconomic damages in medical malpractice cases would be a game changer, but its passage faces obstacles that make success unlikely, according to experts, some of whom say the bill's true purpose is for inclusion in the broader package to repeal the Affordable Care Act.

Hawaii Becomes 1st State To Challenge New Immigration Ban

The state of Hawaii, aided by a litigation team from Hogan Lovells, appears to be the first state

Holland & Knight
Hunton & Williams
Jackson Lewis
Jenner & Block
Jones Day
Kennerly Loutey
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
LeClairRyan
Linklaters
Manko Gold
Marashlian & Donahue
Morgan Lewis
Morrison & Foerster
Morvillo Abramowitz
O'Melveny & Myers
Paul Hastings
Perkins Coie
Pillsbury Winthrop
Priddy Cutler
Pryor Cashman
Reed Smith
Ropes & Gray
Segal Roitman
Seward & Kissel
Skadden
Slaughter and May
Sullivan & Cromwell
Weiner Brodsky
Williams & Connolly
Zuckert Scoutt

COMPANIES

Air Line Pilots Association
International
Alliance of Automobile
Manufacturers
America's Health Insurance Plans

to challenge President Donald Trump's revised executive order banning people from six Muslim-majority countries from entering the United States, telling a Hawaii federal court it plans to file a temporary restraining order along with an updated complaint.

Congress Passes NASA Reform, Reauthorization Bill

Congress passed a reform and reauthorization bill Tuesday for NASA, sending a measure to President Donald Trump that includes support for an eventual Mars mission and the International Space Station.

Analysis

New Model Regs For Taxing Services May Lead To Lawsuits

The Multistate Tax Commission's new model regulations for determining how businesses should apportion their income to different states has raised constitutional concerns among tax practitioners who say the recommendations, if adopted, could lead to conflicts between states and service providers.

BANKING & SECURITIES

DC Circ. Rejects Motions To Intervene In CFPB Litigation

The D.C. Circuit on Tuesday denied bids by both backers of the Consumer Financial Protection Bureau, including Democratic members of Congress and state attorneys general, and bureau opponents to involve themselves in a high-stakes appeal of a ruling that could alter the bureau's leadership structure.

ENERGY & ENVIRONMENTAL

Congress' Axing Of BLM Planning Rule Sent Along To Trump

The Senate on Tuesday passed its most recent in a series of resolutions targeting late rules from former President Barack Obama's

American College of Physicians
American Federation of Labor and Congress of Industrial Organizations
American Health Care Association
American Hospital Association
American Medical Association Inc.
Association of American Medical Colleges
CSX Corporation
Centene Corporation
Competitive Carriers Association
Consumer Reports
Cray Inc
Ford Motor Company
Grant Thornton LLP
Immigration Reform Law Institute
International Brotherhood of Electrical Workers
International Brotherhood of Teamsters
King Pharmaceuticals Inc.
LexisNexis Group
Major League Baseball Inc.
Miami Marlins
National Association of Broadcasters
National Association of Insurance Commissioners
National Conference of State Legislatures
National Congress of American Indians
Newegg Inc.
Overstock.com Inc.
PHH Corporation
Pacific Legal Foundation
Pfizer Inc.
Pharmaceutical Care Management Association

administration, this one aimed at undoing the Bureau of Land Management's new land-planning regime, and sent it to President Donald Trump for his signature.

Senate Dems Ask EPA To Keep Vehicle Emissions Standards

A group of 12 Senate Democrats wrote a letter to U.S. Environmental Protection Agency Administrator Scott Pruitt on Tuesday in support of keeping emission standards for light-duty vehicles, arguing the rules should stay in place to help the environment and reduce dependency on foreign oil.

Fishermen Challenge Obama's Atlantic Marine Monument

A coalition of New England fishermen organizations on Tuesday sued the federal government over former President Barack Obama's designation of an oceanic national monument that they say will harm commercial fishing in the area.

EPA Can't Ignore Mercury Rule Mistakes, DC Circ. Told

Environmentalists and electric industry groups on Monday took their final swings at the U.S. Environmental Protection Agency's mercury rule for coal-fired power plants in the D.C. Circuit, insisting the agency wrongly rejected their bids to alter the rule.

HEALTH & LIFE SCIENCES

Epic Backlash Greet's ACA Repeal Plan

House Republicans on Tuesday encountered swift and sweeping resistance to their Affordable Care Act repeal plan, with powerful industry groups and diverse conservative voices expressing opposition.

Clearing Medicare Backlog Quickly Is Impossible, HHS Says

The U.S. Department of Health and Human Services won't be able to meet a court-imposed

Reed Elsevier
S&P Global Inc.
Samsung Electronics Co. Ltd.
Southern California Edison
Texas Rangers
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
United States Steel Corporation
Verizon Communications
Wayfair LLC

GOVERNMENT AGENCIES

Agua Caliente Band of Cahuilla Indians
Bureau of Indian Affairs
Bureau of Labor Statistics
Bureau of Land Management
California Department of Insurance
California Environmental Protection Agency
Central Intelligence Agency
Cherokee Nation
Congressional Budget Office
Consumer Financial Protection Bureau
Executive Office for Immigration Review
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Florida House of Representatives
Indian Health Service
Internal Revenue Service
National Aeronautics and Space Administration
National Highway Traffic Safety Administration

deadline to clear a backlog of Medicare billing appeals unless it settles the claims without actually seeing if they have merit, the agency told a D.C. federal court Monday.

Trump's Rule To Stabilize ACA Draws Praise, Warnings

The Trump administration on Tuesday heard vastly different perspectives on its ideas for stabilizing Affordable Care Act marketplaces, with consumers, insurers and regulators diverging on proposals for restricting enrollment and easing network oversight.

MEDIA & ENTERTAINMENT

MLB Execs Testify As Ballplayer Smuggling Trial Continues

An agent and a trainer accused of helping smuggle Cuban ballplayers to the United States commenced their defense Tuesday by calling Texas Rangers General Manager Jon Daniels and other baseball executives to testify at their federal trial in Miami after the judge rejected their motions for acquittal.

Fla. Court Declares State Lottery Contract Void

A Florida judge handed the leader of the state's House of Representatives a win Tuesday by declaring the state lottery department's 14-year contract for ticket vending machines void because the department did not get legislative approval first.

TRANSPORTATION & INFRASTRUCTURE

Norwegian Air Can Intervene In DC Circ. Air Permit Row

Norwegian Air Shuttle ASA's Irish subsidiary can intervene in a suit brought by a coalition of pilots and flight attendants unions challenging the U.S. Department of Transportation's controversial decision to grant the airline a

National Labor Relations Board
National Railroad Passenger Corporation

National Security Council
Office of the Director of National Intelligence

Pascua Yaqui Tribe

Securities and Exchange Commission

South Dakota Department of Revenue

Tennessee Legislature

Transportation Security Administration

U.S. Attorney's Office

U.S. Department of Defense

U.S. Department of Energy

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Housing and Urban Development

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Transportation

U.S. Department of the Interior

U.S. Environmental Protection Agency

U.S. House of Representatives

U.S. Office of Personnel Management

U.S. Railroad Retirement Board

U.S. Senate

U.S. Supreme Court

foreign air carrier permit, the D.C. Circuit has decided.

DC Circ. Asked To Halt Santa Monica Runway Reduction

General aviation groups asked the D.C. Circuit on Monday to halt Santa Monica's plans to shorten its airport runway to shut out jets as allowed under the California city's approved plan to close the airfield by 2029, a pact with the Federal Aviation Administration that airport proponents argue is legally invalid.

Unions Slam Railroads' Bid To Preempt Mass. Sick Leave Law

A group of labor unions that represent railway workers told the First Circuit on Monday that a lower court wrongly deemed a Massachusetts paid sick leave law to be preempted by federal law, as the latter was designed to preempt only laws that would duplicate longer-term disability benefits.

EMPLOYMENT

6th Circ. Denies Rehearing On County's Right-To-Work Law

The Sixth Circuit on Monday declined to revisit as a full body a November panel ruling that a Kentucky county's right-to-work ordinance is allowed by the National Labor Relations Act, leaving the door open for local governments to enact such measures where no statewide law exists.

PRIVACY & CONSUMER PROTECTION

Gretchen Carlson, Dems Push Bids To Ax Forced Arbitration

Former Fox News anchor Gretchen Carlson and a group of Democratic lawmakers pitched legislation that would keep mandatory arbitration clauses out of employment and other consumer contracts, saying at a news

conference Tuesday that arbitration protects corporations from facing their ills.

INTERNATIONAL TRADE

Senate Panel Will Examine US Trade Rep Nominee Next Week

The Senate Finance Committee on Tuesday announced that it will hold a hearing on March 14 to consider the nomination of Skadden Arps Slate Meagher & Flom LLP trade attorney Robert Lighthizer to serve as the next U.S. trade representative.

TAX

SD Sales Tax Law Edges Closer To Hearing In Top Court

A South Dakota law imposing sales taxes on certain out-of-state retailers inched closer to the Supreme Court on Tuesday when a state circuit court tossed a lawsuit to compel online retailers to pay the tax, finding the suit fails as a matter of law.

Pa. Auditor Says Marijuana Can Help Close Budget Shortfall

Pennsylvania's auditor general called for the full legalization, and taxation, of marijuana Monday as a way to tackle the state's projected \$3 billion budget shortfall and to address the social and fiscal costs of policing the drug and pursuing criminal charges against users.

Water Agency Can't Revive Challenge To Tribal-Land Tax Rule

The Ninth Circuit held Tuesday that a California water agency was not injured by a federal regulation it argued might keep it from collecting certain taxes and fees from non-Indians who lease reservation lands, affirming the toss of the agency's challenge.

IMMIGRATION

Trump's Hiring Freeze Doesn't Touch Immigration Judges

President Donald Trump's recent federal employee hiring freeze does not affect federal immigration judges, the Executive Office for Immigration Review has said, marking the latest clarification on how the president's budget-cutting agenda will be implemented.

Immigration Group Wants In On Visa Rule Challenge Suit

An advocacy group for high-skilled immigrants has asked to intervene in an appeal at the D.C. Circuit brought by Save Jobs USA over a decision upholding a new rule that would allow spouses of certain H-1B workers to apply for employment authorization, saying the rule was validly implemented but may no longer be defended by the federal government under President Trump.

NATIVE AMERICAN

Tenn. Judge Nixes Native Groups' Suit Over State Recognition

A Tennessee federal judge on Monday tossed a suit by three Native American groups claiming the state violated their constitutional rights by reneging on a state commission's decision to recognize them as tribes, saying Tennessee hadn't waived its Eleventh Amendment immunity to those claims.

TELECOMMUNICATIONS

Trump Renominates FCC's Pai To Continue As Chairman

President Donald Trump has nominated Federal Communications Commission Chairman Ajit Pai to a second term at the agency, the commission announced on Tuesday.

Analysis

FCC's Robocall Plan To Benefit From Rare Bipartisanship

Federal Communications Commission Chairman Ajit Pai's planned proposal to expand the tools for combating illegal robocalls builds from a President Barack Obama-era initiative, and experts say it's expected to gain rare agreement across party lines and between government and industry.

Broadcasters Ask FCC To Make Post-Auction Deadline Flexible

The National Association of Broadcasters has urged the Federal Communications Commission to make its timeline for repacking broadcasters after the incentive auction flexible, saying viewers could be at risk of losing service.

EXPERT ANALYSIS

Shining A Light On GOP Plan For Health Care Reform

Since the election of President Trump and Republican majorities in the House and the Senate, there has been a strong push to repeal and replace the Affordable Care Act. However, there has been little detail as to what "repeal" or "replace" actually mean. Recent developments provide some clarity, say members of Debevoise & Plimpton LLP.

The Need To Preserve And Expand Tribal VAWA Jurisdiction

Given the new administration's penchant for rolling back progressive civil rights and social justice victories achieved under the Obama administration, the fight to reauthorize the Violence Against Women Act looms large. VAWA provides crucial protection for Native American women, who are victims of violent crime more than any other demographic, primarily at the hands of non-Natives, says Becky Howlett of Kilpatrick Townsend & Stockton LLP.

NY Employers Can't Avoid Overtime And Minimum Wage Regs

When a district court judge in Texas enjoined the U.S. Department of Labor's federal overtime rule last year many employers breathed a sigh of relief. However, there are many states, like New York, that have expressed a real intent to fill the void and make sure that labor protections continue, say Joshua Zuckerberg and LaKeisha Caton of Pryor Cashman LLP.

LEGAL INDUSTRY

Largest Firms' Rates Pull Further Ahead Of The Pack

The split is growing between partner billing rates at the largest law firms and the lower tiers, even at other relatively large firms, a report based on 2016 billing data has found.

Morgan Lewis Launches Remote-Work Option For Associates

Morgan Lewis & Bockius LLP on Tuesday announced a formal remote-working program for associates.

Ex-BigLaw Atty's Pfizer Tip Shared Among Friends, Jury Told

The trial of a former Hunton & Williams patent partner who allegedly leaked inside information about a Pfizer deal continued Tuesday as a cooperating witness who pled guilty to trading on the intel told jurors the details about how the tip ended up in his hands — and how it was eventually discovered.

Dewey Star Cooperator Set To Take Stand At Fraud Retrial

The former director of finance at Dewey & LeBoeuf LLP and star cooperating witness for the government is due to take the witness stand Thursday in the retrial of two top Dewey executives accused of running a massive accounting fraud scheme at the firm.

Cleary Gottlieb Raises UK First-Year Pay To £120K

Pay for Cleary Gottlieb Steen & Hamilton LLP's first-year London associates continues to rise, with salaries climbing from £96,000 in 2015 to £105,000 last year and finally reaching £120,000 this month, a firm spokesman said Tuesday, putting its associates among the top-paid first-year lawyers in the U.K.

JOBS

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From: Public Policy Law360 <news-q@law360.com>
Sent: Tuesday, March 14, 2017 5:25 AM
To: Rep30
Subject: 24M Fewer Insured Under ACA Repeal, CBO Says



Tuesday, March 14, 2017



TOP NEWS

24M Fewer Insured Under ACA Repeal, CBO Says

Republican plans to repeal and replace the Affordable Care Act could cause 24 million Americans to go without health insurance, the Congressional Budget Office estimated Monday.

Trump Orders Review Of Fed. Programs In Bid To Shrink Gov't

President Donald Trump signed an executive order Monday requiring a program-by-program examination of every federal agency, taking another step in his push to reorganize and downsize the federal government.

Senate Approves Trump's CMS Administrator Pick

The U.S. Senate on Monday OK'd President Donald Trump's pick to head the Centers for Medicare and Medicaid Services, voting to approve health care executive Seema Verma as the administrator for the health care agency.

Analysis

Will SDNY's Independent Streak Falter Without Bharara?

As Manhattan's top prosecutor, Preet Bharara chased Wall Street traders, Albany legislators and even small-town narcotics gangs, upholding the headstrong tradition of the district's U.S. Attorney's Office. Now, some former prosecutors say the circumstances of his exit raise questions about whether a successor will maintain the independent culture of the elite office.

Trump Slams Bid For Injunction In Travel Ban Challenge

The federal government hit back Monday against Hawaii's attempt to block the implementation of President Donald Trump's revamped immigration ban, saying the state cannot rely on purported injury to others to litigate its claims.

GOP Sens. Float Bill To Address CBP Hiring 'Obstacles'

A trio of Republican U.S. senators have introduced a bill that they said will address staffing shortages at U.S. Customs and Border Protection by nixing "obstacles" such as lie detector tests as a hiring requirement for applicants with qualifying law enforcement or military experience.

Analysis

4 Questions About The New Travel Ban Order

LAW FIRMS

Altshuler Berzon
Arent Fox
Arnold & Porter Kaye Scholer
Baker McKenzie
Blank Rome
CJ Lake LLC
Carter Ledyard
Coleman & Horowitz
Covington & Burling
Curtis Mallet-Prevost
Dentons
Dewey & LeBoeuf
Duane Morris
Faegre Baker
Fragomen Del Rey
Gibson Dunn
Goldstein Borgen
Graham & Dunn
Hogan Lovells
Holland & Knight
Hunton & Williams
Jackson Lewis
Kahn Soares
Kellogg Hansen
Latham & Watkins
Leech Tishman
Mallory & Zimmerman
Miller Nash
MoloLamken LLP
Morgan Lewis

President Donald Trump's latest travel ban is set to go into effect Thursday, but questions remain about the new executive order, such as how liberally waivers will be issued and which countries might see their citizens blocked in the future. Here are four pressing questions about the new order.

Gorsuch Was Billing Juggernaut At DC Firm, Says Colleague

As a partner at a prominent D.C. corporate law firm, U.S. Supreme Court nominee Neil Gorsuch hit between 2,400 and 3,000 billable hours per year, according to a former colleague, who described Gorsuch as a "constitutionally hard-worker" when recounting the appellate judge's time in private practice at Kellogg Hansen Todd Evans & Figel PLLC.

Pa. Sens. To Keep Cooperating On Federal Bench Nominees

Pennsylvania's two U.S. senators said Friday they would continue their bipartisan process for identifying federal judicial nominees, even as they have apparently diverged with regard to U.S. Supreme Court nominee Judge Neil Gorsuch.

ENERGY & ENVIRONMENTAL

Exxon Used Fake Name On Tillerson Climate Emails: NY AG

New York Attorney General Eric Schneiderman on Monday accused ExxonMobil of hiding communications sent from ex-CEO Rex Tillerson with the email alias "Wayne Tracker," uncovered as part of its ongoing probe into the oil and gas giant's climate change knowledge.

DC Circ. Pauses EPA 2017 Biofuel Standards Challenge

The D.C. Circuit on Friday put on hold the American Petroleum Institute's challenge to the Environmental Protection Agency's 2017 renewable fuel volume requirements, saying the panel will first rule on another challenge to the agency's 2016 biofuel standards.

9th Circ. Should Say If Kids' Climate Suit Is OK: Industry

Industry groups on Friday asked an Oregon federal judge to certify her order and allow the Ninth Circuit to determine whether a lawsuit accusing the federal government of failing to protect future generations from the threat of climate change is barred by the political question doctrine, which forbids claims that are a matter of politics and not law.

McCain Asks EPA OIG For Info On Gold King Criminal Probe

Sen. John McCain on Monday asked the U.S. Environmental Protection Agency Office of the Inspector General to turn over information related to whether the EPA and Justice Department should pursue criminal charges against EPA employees involved in the Gold King Mine spill disaster.

Okla. House Approves Ending Wind Tax Credit In July

Oklahoma's House passed a controversial bill that eliminates tax credits for electricity generated by zero-emission facilities, such as wind turbines, four years earlier than expected.

Enviros Seek Quick Win In Suit Over FWS' Bison Range Plans

The Public Employees for Environmental Responsibility and nine retired National Wildlife Refuge System employees moved for a quick win Friday in their suit over the management of the National Bison Range, control over which the U.S. Fish and Wildlife Service is considering transferring to the Confederated Salish and Kootenai Tribes.

Morvillo Abramowitz

Nixon Peabody

Paul Weiss

Previant Law Firm

Ross Feller

Sandler Reiff

Seward & Kissel

Seyfarth Shaw

Shearman & Sterling

Sidley Austin

Slaughter and May

Susman Godfrey

Thompson Coe

Weil Gotshal

White & Case

WilmerHale

Zuckerman Spaeder

COMPANIES

Airbnb Inc.

America's Essential Hospitals

American Bar Association

American Civil Liberties Union

American Council of Life Insurers

American Federation of Labor and Congress of Industrial Organizations

American Medical Association Inc.

American Petroleum Institute Inc.

Ameriprise Financial, Inc.

BDO USA LLP

Bank of America Corporation

CPI Corporation

Consilio LLC

Cummins Inc.

DraftKings Inc.

Electronic Privacy Information Center

Facebook

Financial Services Roundtable

Florida Immigrant Coalition

Goldman Sachs Group Inc.

Google Inc.

Hearst Corp.

HomeAway Inc.

Immigration Reform Law Institute

HEALTH & LIFE SCIENCES

Monsanto Can't Keep Glyphosate Off Calif. Cancer List: Court

A California state judge on Friday tossed Monsanto Co.'s lawsuit alleging a state agency has no authority to list the herbicide glyphosate, a key ingredient in the company's Roundup product, on a list of cancer-causing chemicals.

IP & TECHNOLOGY

USPTO Confirms Michelle Lee Remains Director

The U.S. Patent and Trademark Office confirmed Monday that Michelle Lee is still the director of the agency, ending weeks of uncertainty about the USPTO's leadership since President Donald Trump took office.

MEDIA & ENTERTAINMENT

Texas Sen. Looks To Legalize, Regulate Daily Fantasy Sports

A new bill introduced in Texas' Senate on Friday would legalize and regulate daily fantasy sports, possibly paving the way for a resolution to a contentious relationship between state officials and industry giants over questions of whether the practice constitutes illegal gambling.

TRANSPORTATION & INFRASTRUCTURE

Flyers Challenge FAA's Failure To Regulate Plane Seat Size

A passenger advocacy group challenging a Federal Aviation Administration decision to not set minimums on airline seat size argued to D.C. Circuit judges Friday that the agency needed to put up or shut up regarding airplane manufacturers' "secret" evacuation studies reportedly deeming current seat sizes safe.

GWB Scandal Sentencings Delayed Due To Snowstorm

The sentencings of two former public officials convicted in the George Washington Bridge lane-closing scandal have been postponed for two weeks as a result of a fierce snowstorm expected to hammer the New Jersey region on Tuesday.

REAL ESTATE

Judge Denies Injunction Bid In Chicago Airbnb Regs Dispute

An Illinois federal judge won't bar the city of Chicago from implementing a new ordinance regulating short-term home renting through sites like HomeAway or Airbnb, she said Monday, rejecting a motion for an injunction brought by a group of hosts who say the rules are unconstitutional.

EMPLOYMENT

NLRA Preempts Part Of Wisc. Right-To-Work Law, Judge Says

The provision of Wisconsin's right-to-work law that allows employers to stop collecting workers' union dues is preempted by the National Labor Relations Act, meaning a Wisconsin metal fabricator was out of line when it suddenly stopped collecting dues last year, a National Labor Relations Board judge ruled Friday.

Illinois Dems Take Latest Crack At \$15 Minimum Wage

Information Technology Industry Council

International Association of Machinists and Aerospace Workers

International Brotherhood of Teamsters

King Pharmaceuticals Inc.

Kinross Gold Corporation

Koch Industries Inc.

Litigation Counsel of America
Lyft Inc.

MGM Resorts International

Microsoft Corporation

Mohegan Sun

Monsanto Company

National Association of Manufacturers

National Corn Growers Association

National Right to Work Legal Defense Foundation

New York Times Co.

New York University

Oracle Corp.

Pfizer Inc.

PricewaterhouseCoopers

Redflex Traffic Systems

SIFMA

Sierra Club

Southern Poverty Law Center

The Hospital and Healthsystem Association of Pennsylvania

Thomson Reuters Corporation

Turner Broadcasting System Inc.

Twitter Inc.

U.S. Century Bank

U.S. Chamber of Commerce

Uber Technologies Inc.

United Auto Workers

United Steelworkers

Wal-Mart Stores Inc.

Washington Post Co.

GOVERNMENT AGENCIES

Bureau of Indian Affairs

California Environmental Protection Agency

Democrats in the Illinois General Assembly are again introducing legislation to raise the state's minimum wage to \$15 an hour, something lawmakers have repeatedly started then abandoned in recent years due to Republican pushback.

DOL Pick Acosta To Leave US Century Bank If Confirmed

Nominee for U.S. Department of Labor chief Alexander Acosta has pledged to relinquish his role as a top official at U.S. Century Bank if he is confirmed to lead the agency, according to recently released federal ethics documents.

Drivers Join Fight Over Seattle Uber, Lyft Unionization Law

Eleven independent drivers sued the city of Seattle in federal court Friday claiming its new ordinance allowing for-hire drivers for Uber, Lyft and other ride-hailing apps to unionize is unconstitutional and unfairly forces all drivers to comply with terms set by designated unions just to use the app.

Biz Groups Seek Emergency Stay On DOL Fiduciary Rule

Groups including the U.S. Chamber of Commerce have filed emergency motions in Texas federal court to block the Department of Labor's fiduciary rule a month before it's set to take effect, arguing that an injunction would prevent upheaval in the financial services industry and aid a Trump administration review.

INTERNATIONAL TRADE

EU, Southeast Asia Eye Broad Trade Deal

The European Union and the Association of Southeast Asian Nations have promised renewed efforts to hammer out a broad free trade agreement between the two regions, in addition to the one-country-at-a-time approach pursued since wider talks stalled nearly a decade ago.

US Procurement Market More Open Than Other Nations: GAO

The Government Accountability Office revealed Monday that the U.S. has opened its public procurement markets to foreign competition at a greater clip than many of its partners and stressed that much of the recordkeeping surrounding such government contracts must be dramatically improved.

China Ready To Intensify Dumping Methodology Battle At WTO

China will soon take its World Trade Organization case over the European Union's refusal to label Beijing a "market economy" in dumping probes to the next phase, documents released Friday show, and a nearly identical row with the U.S. may soon proceed on the same track.

TAX

Tax Execs Expect Congressional Conflicts To Slow Reform

Tax executives at major corporations are concerned that disputes within Congress will hold up the pace of progress on promises to overhaul federal tax laws from the House Republicans and President Donald Trump, according to survey results released Monday.

Tax Reform Needs To Benefit US Tech Cos., Panel Says

With tax reform a hot topic for the Republican-controlled Congress, a panel of experts from both the private and public sectors said Monday that now is the time to tackle what they called an outdated tax code that disadvantages U.S. tech companies competing in a global marketplace.

Confederated Salish & Kootenai Tribes
Congressional Budget Office
Department of Commerce
European Securities and Markets Authority
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Illinois General Assembly
Indian Health Service
Mashantucket Pequot Tribal Nation
Mohegan Tribe
Municipal Securities Rulemaking Board
NAFTA
National Labor Relations Board
Navajo Nation
New York Attorney General's Office
Oregon Department of Justice
Port Authority of New York & New Jersey
Securities and Exchange Commission
Southern Ute Indian Tribe
Transportation Security Administration
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives

IMMIGRATION

Injunction Applies To Resurrected Travel Ban, States Say

Washington state Attorney General Bob Ferguson officially asked a federal court on Monday to apply an injunction against President Donald Trump's first immigration ban, which barred immigrants from seven Muslim-majority nations, to a second, modified version of the executive order.

Iowa Rep. Introduces Bill To End EB-5 Visa Program

U.S. Rep. Steve King, an Iowa Republican who has made immigration crackdowns one of his signature issues, has introduced a bill to scrap the embattled EB-5 investor program amid attempts to reform it and accusations he posted a racist tweet.

Ranchers, DOL Fight Shepherds' Wage Floor Challenge

Ranchers' groups and the federal government on Friday opposed shepherds' bid for a quick win in their suit challenging a Department of Labor rule setting what they say is a too-low pay floor for long-term livestock workers on H-2A visas, with the agricultural associations saying the shepherds are attempting to destroy the livestock industry and the government saying they haven't identified a specific agency action to review.

Ban On 'Sanctuary' Policies Advanced By Florida Panel

Florida state lawmakers waded into the national immigration debate Monday, with a House panel advancing legislation to bar "sanctuary" policies and require state and local governments and law enforcement to cooperate with federal immigration enforcement such as detainment requests, or risk punishment and loss of funding.

NATIVE AMERICAN

Conn. AG Weighs Risks Over Tribes' Proposed 3rd Casino

Connecticut Attorney General George Jepsen told Gov. Dannel Malloy on Monday that authorizing a company co-owned by the tribes behind the Foxwoods Resort and Mohegan Sun casinos to operate a third one in the state would pose risks that are "not insubstantial and cannot be mitigated with confidence."

TELECOMMUNICATIONS

Trump-Pai Meeting Records Should Be Public, Group Says

The Electronic Privacy Information Center has asked the Federal Communications Commission for records on a meeting last week between President Donald Trump and FCC Chairman Ajit Pai, arguing Trump's comments on the media and a Republican push to overturn Obama-era privacy rules demonstrate an urgent public interest.

Senate Dems Push FCC's Pai On Trump's Media Comments

Senate Democrats on Friday slammed Federal Communications Commission Chairman Ajit Pai's refusal to rebuke at a hearing last week President Donald Trump's statements on the media, saying his answers to questions weren't transparent or reassuring that he will uphold reporters' First Amendment rights.

Oracle Urges FCC To Ax Privacy, Net Neutrality Rules

Oracle Corp. asked the Federal Communications Commission on Monday to reconsider privacy rules for internet service providers, change course on net

U.S. Immigration and Customs Enforcement

U.S. Office of Government Ethics

U.S. Patent and Trademark Office

U.S. Senate

U.S. Supreme Court

neutrality and end consideration of rules to promote set-top box competition, saying the company is optimistic about a new FCC approach.

FCC's O'Rielly Warns Of Burden In New Tower Marking Specs

Congress should consider "tweaking" a 2016 law that extended Federal Aviation Administration funding through September to amend a requirement that calls for expensive retrofits to tens of thousands of small- to medium-sized communications towers, Federal Communications Commission member Michael O'Rielly said Friday.

FCC Considers Eligibility Challenge Rules For Mobility Fund

The Federal Communications Commission on Monday asked for comments on the parameters of a process that would let municipalities and service providers challenge the eligibility determinations of those qualifying for subsidies during the second phase of the Connect America Fund's Mobility Fund.

EXPERT ANALYSIS

New Class Action Bill's Impact On Employment Cases

Last week, the U.S. House of Representatives passed the so-called "Fairness in Class Action Litigation Act" with the purpose of assuring "fair and prompt recoveries for class members" and diminishing "abuses in class litigation." In reality, the bill would make it harder for employees to join together to demand lawful treatment and reimbursement of unpaid wages, say William Jhaveri-Weeks and Raymond Wendell of Goldstein Borgen Dardarian & Ho.

Evaluating SEC Plan For New Municipal Issuer Disclosures

The U.S. Securities and Exchange Commission recently proposed amending Rule 15c2-12 to add to the list of event notices to be included in continuing disclosure undertakings. Municipal issuers, conduit borrowers, underwriters and other market participants should consider the potential unintended consequences, say attorneys with Nixon Peabody LLP.

What ACA Repeal Means For The Future Of Medicaid

Republican party leaders have long said they believe Medicaid is fiscally unsustainable and a spending cap is necessary to fix its finances. The American Health Care Act, introduced by Republican House leadership last week, finally puts those ambitions into official legislative language, says Miranda Franco of Holland & Knight LLP.

Rebuttal

Keeping Ethics Paramount In The Direct Selling Industry

Companies that sell goods and services through independent salesforces provide business opportunities to millions of Americans. And contrary to claims in a recent Law360 guest column, the industry's national trade group holds members to a code of ethics that protects customers and contractors from abuses, and protects the direct selling business from association with fraud, says Joe Mariano of the Direct Selling Association.

Settlement Strategy: What Does The Client Really Want?

The best outside counsel think like the client. That includes understanding the client's perspectives and goals with regard to reaching a settlement — because "good results" mean different things for different clients. Outside counsel must ask themselves the right questions, and know the answers, to shape a client-focused

settlement strategy, say Kate Jackson of Cummins Inc. and Patrick Reilly of Faegre Baker Daniels LLP.

LEGAL INDUSTRY

Legal Tech Download: Dentons' RegTech, LawGeex Funders

The world of legal technology is quickly evolving, with new products aimed at aiding lawyers coming to market in rapid succession. Here, Law360 takes a look at seven major recent developments in legal tech.

Dentons Lays Off 60 In The US In Consolidation Push

Global legal giant Dentons has laid off 60 support staff members in 22 offices across the U.S., the firm confirmed on Monday, as it continues to examine its business model more than a year after sealing its merger with McKenna Long & Aldridge LLP.

Chicago US Atty Resigns, Urges Feds To Continue Gun Work

U.S. Attorney for the Northern District of Illinois Zachary T. Fardon resigned Monday following an order from Attorney General Jeff Sessions, and used his exit to call on the U.S. Department of Justice to continue his office's focus on gun violence.

Dewey Witness Says CFO Was In On Accounting Fraud

The former head of finance at Dewey & LeBoeuf LLP told a Manhattan jury Monday that he discussed false accounting practices being used to prop up the firm with Chief Financial Officer Joel Sanders, who signed off on bogus documentation shown to auditors.

Ex-Hunton Atty's Tip Not Enough To Trade On, Jury Told

Attorneys for a former Hunton & Williams LLP patent litigator accused of passing on inside information about Pfizer's plans to acquire his client told a jury Monday that the tip was really an ambiguous statement that wasn't enough to trade on.

Jackson Lewis Joins Firms Offering Remote Work Option

Jackson Lewis PC will give associates and of counsel the option to work remotely in an effort to promote workplace flexibility, the firm announced Monday, joining the growing number of U.S. and U.K. firms offering out-of-office work opportunities.

Plaintiffs Bar Perspective: Susman Godfrey's Mark Wawro

For both sides, the most compelling case will be one that tells a good story. It's just harder for the defendant to set the stage for the story, says Mark Wawro of Susman Godfrey LLP.

JOBS

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From: Public Policy Law360 <news-q@law360.com>
Sent: Thursday, March 16, 2017 4:40 AM
To: Rep30
Subject: Trump Budget Request To Seek State Dept. Cuts, Wall Funds



Thursday, March 16, 2017



TOP NEWS

Trump Budget Request To Seek State Dept. Cuts, Wall Funds

The Trump administration is expected to unveil a budget blueprint Thursday that will propose dramatic cuts to the State Department and U.S. Environmental Protection Agency, while seeking billions more for defense issues and \$1.5 billion for the president's proposed U.S.-Mexico border wall.

Hawaii Federal Judge Blocks Trump's New Travel Ban

A Hawaii federal judge on Wednesday blocked President Donald Trump's latest version of an immigration ban prohibiting the entry of people from six Muslim-majority countries from taking effect nationwide, while the president told a cheering crowd in Tennessee he planned to defend his order all the way up to the U.S. Supreme Court.

Sens. Won't Say If FBI Has Launched Trump Russia Probe

Lawmakers on Wednesday following a meeting with FBI Director James Comey refused to reveal whether the FBI is investigating potential links between campaign staff for President Donald Trump and Russian officials, as House Intelligence Committee leaders pushed back against Trump's claims that he had been wiretapped by the previous administration.

Analysis

There's More On USTR's Plate Than New Tariffs And NAFTA

Most of the Trump administration's trade policy has focused on overhauling the North American Free Trade Agreement and imposing punitive tariffs, but Tuesday's hearing to consider a new U.S. trade representative brought to light the litany of other trade issues facing the White House.

Trump National Security Adviser Pick Gets Senate OK

The Senate approved the reappointment of President Donald Trump's pick for national security adviser Wednesday, allowing Lt. Gen. H.R. McMaster to retain his active duty rank while on the job.

Senate Confirms Coats As Trump's Intel Chief

LAW FIRMS

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Arnold & Porter Kaye Scholer
BakerHostetler
Buchanan Ingersoll
Chimicles & Tikellis
Cooper & Kirk
Covington & Burling
Dorsey & Whitney
Duane Morris
Earthjustice
Fish & Richardson
Fragomen Del Rey
Fredericks Peebles
Frost Brown Todd
Greenberg Traurig
Hausfeld
Hogan Lovells
Hughes Hubbard
Hunton & Williams
Lawyers' Committee for Civil Rights
Levine Kellogg
Levine Sullivan
Mayer Brown
McDermott Will
Michael Best
Morvillo Abramowitz
Murthy Law Firm
Paul Hastings
Perkins Coie

The Senate approved President Donald Trump's pick to lead the intelligence community Wednesday, as former Sen. Dan Coats, R-Ind., sailed through a pair of votes.

Sessions Promises Renewed DOJ Focus On Violent Crime

U.S. Attorney General Jeff Sessions on Wednesday said that the U.S. Department of Justice's top priority under his leadership is reducing violent crime, telling a group of law enforcement officials in Virginia that the agency will focus on federal prosecution of firearm crimes and the dismantling of drug cartels.

Analysis

Legal Fight Certain As Trump Targets Auto Emission Regs

The Trump administration may have spared itself some immediate legal battles by choosing not to nix California's ability to impose its own automobile greenhouse gas emissions regulations while federal auto emissions standards are being reviewed, but experts say any attempt to roll back federal fuel efficiency requirements will spark litigation.

Schumer, Blumenthal Criticize Gorsuch For Labor Rulings

A pair of top Democrats continued their criticism of President Donald Trump's U.S. Supreme Court pick Wednesday, saying Judge Neil Gorsuch "has to answer" questions on his prior cases on consumer protections and labor law.

17 GOP Reps Acknowledge Climate Change, Press For Action

A group of House Republicans demanded "conservative" action on climate change in a new resolution Wednesday that aims to change the conversation in the GOP from questioning whether climate change is real toward figuring out how to fight its effects while expanding the U.S. economy.

BANKING & SECURITIES

OCC Releases Draft Guidelines For Issuing Fintech Charters

A U.S. bank regulator on Wednesday released its draft licensing manual outlining how financial technology firms can apply for and obtain new special national bank charters.

CFTC Chair Nominee Urges Scaling Back 'Flawed' Regs

Acting Commodity Futures Trading Commission Chairman Christopher Giancarlo, nominated by President Donald Trump to lead the agency permanently, on Wednesday urged the CFTC to turn away from "flawed and excessive regulation" that he says is damaging derivatives markets and economic growth broadly.

Payday Lenders Appeal Choke Point Injunction Loss

Payday lenders seeking to stop federal banking regulators from allegedly pressuring banks to cut off their account access asked the D.C. Circuit on Tuesday to review a devastating February ruling that denied their quest for a preliminary injunction.

ENERGY & ENVIRONMENTAL

EPA, DOT Take Aim At Auto Emissions Standards

The leaders of the U.S. Environmental Protection Agency and U.S. Department of Transportation said Wednesday they will revisit Obama-era standards on greenhouse gas emissions for 2022 to 2025 model cars and light trucks, a win for automakers that said the standards were too tough to meet.

Polsinelli
Priddy Cutler
Quinn Buseck
Sheppard Mullin
Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Winston & Strawn

COMPANIES

ALC Holdings LLC
AT&T Inc.
Alliance of Automobile Manufacturers
Amazon.com Inc.
American Bar Association
American Civil Liberties Union
American Conference Institute
American Federation of Labor and Congress of Industrial Organizations
Ameriprise Financial, Inc.
Apple Inc.
BDO LLP
BuzzFeed Inc.
Center for Biological Diversity Inc.
CenturyLink Inc.
Chambers and Partners
Community Financial Corp.
Competitive Carriers Association
Council on Foreign Relations
Delaware Riverkeeper Network
Environmental Defense Fund Inc.
Facebook
FedEx Corporation
Franciscan Alliance Inc.
Global Automakers
Google Inc.
Hong Kong Exchanges and Clearing
International Brotherhood of Teamsters
King Pharmaceuticals Inc.
Lawyers' Committee for Civil Rights Under Law
Liberty Medical Supply Inc.
LinkedIn Corp.
Medtronic Inc.

Enviros Fight EPA For Pruitt's Emails

The Center for Biological Diversity said Wednesday it has filed an administrative appeal of the U.S. Environmental Protection Agency's decision to deny its request for any and all communications to and from new EPA Administrator Scott Pruitt since he was confirmed by the Senate.

DOI Plans To Rescind Obama-Era Fracking Rule

The federal government is planning to take back hydraulic fracturing regulations finalized in 2015 now that Pres. Donald Trump's administration is in charge, according to a filing Wednesday asking the Tenth Circuit to put off oral arguments at least until the government makes its move.

Groups Push For Permanent Delaware Watershed Frack Ban

More than 180 groups including the Delaware Riverkeeper Network, Sierra Club, Earthjustice and Greenpeace USA submitted a letter to the Delaware River Basin Commission Wednesday calling for a permanent ban on fracking within the Delaware River Watershed, according to a news release announcing the request.

Texas Files Suit At 5th Circ. Over Yucca Mountain Inaction

The state of Texas on Tuesday sued several federal agencies in the Fifth Circuit over the federal government's failure to complete the licensing process for a nuclear waste storage repository at Yucca Mountain, Nevada, saying it has violated the Nuclear Waste Policy Act.

Gas Co. Wants Enviros Kept Out Of Pa. Fracking Waste Case

Seneca Resources Corp. has told the Third Circuit that three environmentally minded groups attempting to intervene in a dispute over a Pennsylvania municipality's decision to drop an ordinance preventing the company from storing fracking waste underground do not have the right to intervene because they have suffered no actual injury that would involve them in the case.

HEALTH & LIFE SCIENCES

Dems. Blast HHS' 'Misguided' Plan To Ease Medicaid Rules

Two top Democrats on Tuesday criticized the U.S. Department of Health and Human Services' plan to fast-track approvals of waivers looking to test different ways of delivering Medicaid funds and said the agency must ensure that any such programs are in line with what Congress intended Medicaid to do.

HHS Urges Justices To Uphold Obama ACA Enforcement Rule

The D.C. Circuit correctly ruled that West Virginia hasn't been harmed by the Obama administration's decision not to enforce certain Affordable Care Act insurance standards, the U.S. Department of Health and Human Services recently told the U.S. Supreme Court.

Texas Seeks To Close Door On HHS Transgender Bias Rule

Several states and medical groups on Tuesday sought to make final a Texas federal court's temporary injunction blocking U.S. Department of Health and Human Services guidance that bars discrimination on the basis of gender identity from taking effect.

Greenberg Traurig Atty Brings Deep Resume To HHS Post

The Trump administration's pick for second-in-command at the U.S. Department of Health and Human Services is a Greenberg Traurig LLP attorney with two

Mexican American Legal Defense and Education Fund

National Basketball Association

National Cable & Telecommunications Association

National Collegiate Athletic Association

National Fuel Gas Co.

New York Times Co.

New York University

Oracle Corp.

Pfizer Inc.

Public Knowledge

Shanghai Stock Exchange Ltd.

Shenzhen Stock Exchange

Sierra Club

Tax Foundation

The Boeing Company

TransAm Trucking Inc.

Twitter Inc.

U.S. Chamber of Commerce

United States Telecom Association

Walgreen Co.

Zeughauser Group LLC

GOVERNMENT AGENCIES

Army Corps of Engineers

Bureau of Citizenship and Immigration Services

Bureau of Labor Statistics

Bureau of Land Management

Centers for Medicare & Medicaid Services

Central Intelligence Agency

Commodity Futures Trading Commission

Congressional Budget Office

Defense Intelligence Agency

Delaware River Basin Commission

Department of Commerce

Executive Office of the President

Export-Import Bank of the United States

Federal Bureau of Investigation

Federal Communications Commission

decades of health care experience as a civil servant, private practice deal-maker and international liaison.

CAPITAL MARKETS

China, Hong Kong Plan To Link Bond Markets

The Hong Kong Stock Exchange owner said Wednesday it has begun preparatory work for a connection that will link its bond market with mainland China, boosting its role as an international financial center while allowing China to expand its capital markets to overseas investors.

MEDIA & ENTERTAINMENT

Buzzfeed Seeks Toss, Transfer Of Suit Over Trump Dossier

A Russian technology executive's defamation lawsuit against BuzzFeed for publishing a dossier alleging Russia has compromising information on President Donald Trump without redacting his name has no business being decided in Florida federal court and should be dismissed or moved to New York, the media company argued on Tuesday.

EMPLOYMENT

NLRB Legal Chief Says Funding Shortfall Has Hurt Operations

The top lawyer for the National Labor Relations Board told regional offices that years of underfunding have left the agency unable to adequately staff itself or pursue necessary upgrades, in a memo sent just days before the Trump administration will unveil a proposed budget that is expected to steeply cut funding for numerous agencies.

6th Circ. Won't Vacate Ky. County Right-To-Work Ruling

The Sixth Circuit on Wednesday declined a request by a group of unions to vacate as moot its November order allowing part of a Kentucky county's right-to-work ordinance to stand, saying the interplay between the local law and a new statewide law passed in January is up to the state's legislature, not the courts.

Port Authority Ducks Ex-Worker's NJ Whistleblower Suit

A New Jersey appeals court on Wednesday rejected a retaliation suit alleging the Port Authority of New York and New Jersey forced a police inspector into retirement, saying a lack of parallel whistleblower statutes in both New York and New Jersey bars the suit.

COMPETITION

Experts Want Coordination Of Competition, Trade Policies

A group of experts commissioned by the U.S. Chamber of Commerce released a report Tuesday calling for more coordination of competition and international trade policies to prevent other countries from using antitrust enforcement actions inappropriately.

PRIVACY & CONSUMER PROTECTION

NC Lawmakers Say NCAA, ACC 'Lobbying' On Bathroom Law

North Carolina state lawmakers introduced a bill on Tuesday challenging the NCAA's and Atlantic Coast Conference's federal tax-exempt status, alleging they engaged in "excessive lobbying activities" in moving events such as games in this

Federal Deposit Insurance Corp.
Federal Election Commission
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Food and Drug Administration
Indiana Attorney General's Office
Internal Revenue Service
Kentucky Legislature
Lumbee Tribe of North Carolina
NAFTA
National Labor Relations Board
National Security Agency
National Security Council
New York Attorney General's Office
New York State Department of Financial Services
Nuclear Regulatory Commission
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Oklahoma Attorney General's Office
Port Authority of New York & New Jersey
Securities and Exchange Commission
U.S. Army
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
Ute Indian Tribe

year's NCAA basketball tournament from the state over its transgender bathroom law.

World Health Organization

AEROSPACE & DEFENSE

White House Picks Top NSA Hacker For Cybersecurity Chief

The White House has picked National Security Agency official Rob Joyce as its new "cyber czar," a role that will give him oversight of the executive branch's cybersecurity efforts, an administration official confirmed Wednesday.

5th Circ. Won't Rehear 3-D Gun Printing Restriction Dispute

The Fifth Circuit on Wednesday declined to rehear en banc a gun advocacy group's argument that the U.S. Department of State had wrongfully barred it from posting digital firearm designs for 3-D printing online.

TAX

Obama Admin. Wonks Dismiss Border Tax Projections

The border adjustment tax, a central component of the GOP framework for corporate tax reform, is unlikely to raise the \$1.2 trillion in additional revenue Republicans are relying on to pay for steep rate cuts, according to two Obama administration economic policy experts.

IMMIGRATION

Pence, Ex-Ind. AG Freed From Trans Man's Name Change Suit

A transgender Mexican refugee cannot sue former Indiana officials, including ex-Gov. and current Vice President Mike Pence, over a state policy that requires name change applicants to prove their U.S. citizenship, an Indiana federal judge ruled Monday.

New Attacks Lodged Against Travel Ban Executive Order

Several Iranian-American groups and the Council on American Islamic Relations have filed fresh attacks on President Donald Trump's revised travel ban executive order, adding to the mounting legal challenges against the controversial order, key portions of which were blocked by another court Wednesday.

NATIVE AMERICAN

DOI Indian Affairs Deputy Solicitor Rejoins Steptoe

Steptoe & Johnson LLP on Tuesday announced the return of one of its attorneys who principally focuses on Native American policy and legal matters after he spent the last couple of years serving in the U.S. Department of the Interior.

TELECOMMUNICATIONS

Analysis

DC Circ.'s Delay On Net Neutrality Points To Wider Holdup

The long wait for a D.C. Circuit ruling on whether to reconsider its earlier decision upholding the Federal Communications Commission's net neutrality rules is likely part of a broader holding pattern across the government as power shifts to Republicans, with the GOP in this case likely to revisit or scrap the rules, experts say.

FCC's Pai Promises To Speed Up Innovation On Midwest Tour

The Federal Communications Commission will begin focusing on approving new technologies more quickly, agency Chairman Ajit Pai said Wednesday as he kicked off a short tour aimed at promoting broadband development in Midwestern cities.

Internet Group Urges FCC To Align Privacy Rules With FTC

The Internet Association on Tuesday told the Federal Communications Commission that it should work to bring its privacy rules for internet service providers in line with the Federal Trade Commission's framework in a way that avoids disrupting the services offered by edge providers such as Google Inc. and Facebook Inc.

FCC Told Lifeline Broadband Change Hurts Underserved Kids

Several children's and education advocates urged the Federal Communications Commission on Wednesday to reconsider its move to strip several companies of their eligibility to provide Lifeline broadband service, saying it is contrary to the public interest and hurts efforts to close the so-called homework gap for students without broadband access.

EXPERT ANALYSIS

FDA Faces Uncertainty Implementing 21st Century Cures Act

The 21st Century Cures Act sailed through Congress with broad bipartisan support, and the U.S. Food and Drug Administration stood ready to implement its provisions. Three months later, however, uncertainties created by two presidential actions have stalled the act's implementation, say Seth Rothman and Jessica Studness of Hughes Hubbard & Reed LLP.

Challenges Continue For Organized Labor In 2017

Having faced a decadeslong erosion in membership, dues revenue and political clout, the labor movement is facing another tough year in 2017. The latest threat comes from the United States Congress, where last month, the National Right-to-Work Act was introduced, say Scott Beightol and Miguel Manriquez of Michael Best & Friedrich LLP.

Considerations For Exhibit Hyperlinks In SEC Filings

Companies should begin to prepare for the mechanics of the new hyperlink requirements for U.S. Securities and Exchange Commission filings and to design disclosure controls and procedures so that they will be ready to comply on a timely basis. Some companies may even choose to comply early in order to get corporate governance "credit," say Laura Richman and Michael Hermesen of Mayer Brown LLP.

LEGAL INDUSTRY

Facebook Is King Of Legal Social Media World, Study Says

Lawyers and law firms in the U.S. continue to embrace social media as part of their marketing strategies, relying more heavily on Facebook as a primary source to bring in business, a new study released on Tuesday found.

Firms Say Tech Is Driving Legal Industry To 'Tipping Point'

Law firm leaders worldwide say that over the next five years, technological advances will change the face of their business more than competition and client demands will combined.

Ex-Hunton Patent Atty Convicted Of Insider Trading

A former Hunton & Williams LLP patent attorney on Wednesday was convicted by a Brooklyn federal jury of insider trading charges for tipping off his friend and investment adviser about Pfizer Inc.'s plans to acquire his client.

LA Firms' Survey Shows High Potential For Mergers

A number of Los Angeles firms have been eyed as viable candidates to combine with other firms over the last year, according to results of a new survey focused on the Los Angeles market released Wednesday by the legal consulting firm Zeughauser Group.

Analysis

4 Ways GCs Can Cope With Immigration Uncertainty

With change afoot in the immigration realm — and with it, overwhelming uncertainty — general counsel need to act fast and think ahead. Here's what three experts say GCs should do now to prepare their company for the reforms and rule changes that could upend their employment plans.

Plaintiffs Bar Perspective: Hausfeld's Timothy Kearns

The ability to identify with people and understand where they're coming from is a key to dealing with clients and class members. But it may be just as critical when dealing with defendants and defense counsel, says Timothy Kearns of Hausfeld LLP.

My Strangest Day In Court: Hitting A Curveball

As a trial lawyer, you make instantaneous decisions in courtrooms all the time, but that day was different. I had to balance my advocate's concern for the class of investors I represented against the empathy I felt for a fellow human being's tragic loss, says Nicholas Chimicles of Chimicles & Tikellis LLP.

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From: Public Policy Law360 <news-q@law360.com>
Sent: Wednesday, March 8, 2017 4:47 AM
To: Rep30
Subject: GOP Leaders Defend ACA Repeal Bill Amid Backlash



Wednesday, March 8, 2017



TOP NEWS

GOP Leaders Defend ACA Repeal Bill Amid Backlash

Amid criticism from both within their party and across the aisle, Republican leaders defended their plans to repeal the Affordable Care Act Tuesday, a day after revealing a plan backed by President Donald Trump.

Trump Taps Ex-Jones Day Partner For Solicitor General Post

President Donald Trump on Tuesday announced his intent to nominate Noel Francisco, until recently a Jones Day partner and currently the acting solicitor general, to serve as the next U.S. solicitor general, confirming rumors that have swirled for weeks about his possible appointment.

Kirkland Attorneys Land White House Legal Posts

Several former Kirkland & Ellis LLP attorneys nabbed legal jobs in President Donald Trump's administration as the White House on Tuesday officially announced the latest batch of additions to the president's counsel office.

DAG Hopeful Resists Queries On Trump-Russia Investigator

The nominee for U.S. deputy attorney general, Rod Rosenstein, resisted calls to commit to assigning a special prosecutor to look into the Trump administration's contacts with Russian officials, saying at his confirmation hearing Tuesday that he will think about it once on the job.

Analysis

3 Employer Takeaways From The ACA Repeal Proposal

Congressional Republicans on Monday unveiled their long-awaited plan to repeal and replace the Affordable Care Act, a proposal that would change the legal landscape for large businesses by scrapping the requirement to provide health coverage to employees or face penalties. Here, experts identify three takeaways for employers from the proposed worker health care overhaul.

Dems Blast Gorsuch's Record On Workers, Disability Rights

Senate Democrats on Tuesday pounced on Judge Neil Gorsuch's decision in a disability rights case involving a cancer-stricken college professor to paint the judge as an "ultraconservative" unfit for the Supreme Court, trying to foment

LAW FIRMS

Arent Fox
Baker McKenzie
Bangs McCullen
Best Best
Boies Schiller
Brann & Isaacson
Brownstein Hyatt
Cleary Gottlieb
Clifford Chance
Covington & Burling
Cravath Swaine
Davis Polk
Debevoise & Plimpton
Dewey & LeBoeuf
Donohue Brown
Earthjustice
Epstein Becker Green
Eversheds Sutherland
Frost Brown Todd
Gibson Dunn
Goldstein & Russell
Goodwin
Greenberg Traurig
Haynes and Boone
Hogan Lovells
Holland & Knight
Hunton & Williams
Jackson Lewis
Jenner & Block
Jones Day

opposition to his nomination ahead of confirmation hearings taking place later this month.

Analysis

House Bill Could Inject Med Mal Reforms Into ACA Fight

A federal bill to cap noneconomic damages in medical malpractice cases would be a game changer, but its passage faces obstacles that make success unlikely, according to experts, some of whom say the bill's true purpose is for inclusion in the broader package to repeal the Affordable Care Act.

Hawaii Becomes 1st State To Challenge New Immigration Ban

The state of Hawaii, aided by a litigation team from Hogan Lovells, appears to be the first state to challenge President Donald Trump's revised executive order banning people from six Muslim-majority countries from entering the United States, telling a Hawaii federal court it plans to file a temporary restraining order along with an updated complaint.

Congress Passes NASA Reform, Reauthorization Bill

Congress passed a reform and reauthorization bill Tuesday for NASA, sending a measure to President Donald Trump that includes support for an eventual Mars mission and the International Space Station.

Analysis

New Model Regs For Taxing Services May Lead To Lawsuits

The Multistate Tax Commission's new model regulations for determining how businesses should apportion their income to different states has raised constitutional concerns among tax practitioners who say the recommendations, if adopted, could lead to conflicts between states and service providers.

BANKING & SECURITIES

DC Circ. Rejects Motions To Intervene In CFPB Litigation

The D.C. Circuit on Tuesday denied bids by both backers of the Consumer Financial Protection Bureau, including Democratic members of Congress and state attorneys general, and bureau opponents to involve themselves in a high-stakes appeal of a ruling that could alter the bureau's leadership structure.

ENERGY & ENVIRONMENTAL

Congress' Axing Of BLM Planning Rule Sent Along To Trump

The Senate on Tuesday passed its most recent in a series of resolutions targeting late rules from former President Barack Obama's administration, this one aimed at undoing the Bureau of Land Management's new land-planning regime, and sent it to President Donald Trump for his signature.

Senate Dems Ask EPA To Keep Vehicle Emissions Standards

A group of 12 Senate Democrats wrote a letter to U.S. Environmental Protection Agency Administrator Scott Pruitt on Tuesday in support of keeping emission standards for light-duty vehicles, arguing the rules should stay in place to help the environment and reduce dependency on foreign oil.

Fishermen Challenge Obama's Atlantic Marine Monument

A coalition of New England fishermen organizations on Tuesday sued the federal government over former President Barack Obama's designation of an oceanic national monument that they say will harm commercial fishing in the area.

Kennerly Loutey
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
LeClairRyan
Linklaters
Manko Gold
Marashlian & Donahue
Morgan Lewis
Morrison & Foerster
Morvillo Abramowitz
O'Melveny & Myers
Paul Hastings
Perkins Coie
Pillsbury Winthrop
Priddy Cutler
Pryor Cashman
Reed Smith
Ropes & Gray
Segal Roitman
Seward & Kissel
Skadden
Slaughter and May
Sullivan & Cromwell
Weiner Brodsky
Williams & Connolly
Zuckert Scoutt

COMPANIES

Air Line Pilots Association
International
Alliance of Automobile
Manufacturers
America's Health Insurance Plans
American College of Physicians
American Federation of Labor and
Congress of Industrial
Organizations
American Health Care Association
American Hospital Association
American Medical Association Inc.
Association of American Medical
Colleges
CSX Corporation
Centene Corporation
Competitive Carriers Association
Consumer Reports

EPA Can't Ignore Mercury Rule Mistakes, DC Circ. Told

Environmentalists and electric industry groups on Monday took their final swings at the U.S. Environmental Protection Agency's mercury rule for coal-fired power plants in the D.C. Circuit, insisting the agency wrongly rejected their bids to alter the rule.

HEALTH & LIFE SCIENCES

Epic Backlash Greet's ACA Repeal Plan

House Republicans on Tuesday encountered swift and sweeping resistance to their Affordable Care Act repeal plan, with powerful industry groups and diverse conservative voices expressing opposition.

Clearing Medicare Backlog Quickly Is Impossible, HHS Says

The U.S. Department of Health and Human Services won't be able to meet a court-imposed deadline to clear a backlog of Medicare billing appeals unless it settles the claims without actually seeing if they have merit, the agency told a D.C. federal court Monday.

Trump's Rule To Stabilize ACA Draws Praise, Warnings

The Trump administration on Tuesday heard vastly different perspectives on its ideas for stabilizing Affordable Care Act marketplaces, with consumers, insurers and regulators diverging on proposals for restricting enrollment and easing network oversight.

MEDIA & ENTERTAINMENT

MLB Execs Testify As Ballplayer Smuggling Trial Continues

An agent and a trainer accused of helping smuggle Cuban ballplayers to the United States commenced their defense Tuesday by calling Texas Rangers General Manager Jon Daniels and other baseball executives to testify at their federal trial in Miami after the judge rejected their motions for acquittal.

Fla. Court Declares State Lottery Contract Void

A Florida judge handed the leader of the state's House of Representatives a win Tuesday by declaring the state lottery department's 14-year contract for ticket vending machines void because the department did not get legislative approval first.

TRANSPORTATION & INFRASTRUCTURE

Norwegian Air Can Intervene In DC Circ. Air Permit Row

Norwegian Air Shuttle ASA's Irish subsidiary can intervene in a suit brought by a coalition of pilots and flight attendants unions challenging the U.S. Department of Transportation's controversial decision to grant the airline a foreign air carrier permit, the D.C. Circuit has decided.

DC Circ. Asked To Halt Santa Monica Runway Reduction

General aviation groups asked the D.C. Circuit on Monday to halt Santa Monica's plans to shorten its airport runway to shut out jets as allowed under the California city's approved plan to close the airfield by 2029, a pact with the Federal Aviation Administration that airport proponents argue is legally invalid.

Unions Slam Railroads' Bid To Preempt Mass. Sick Leave Law

Cray Inc
Ford Motor Company
Grant Thornton LLP
Immigration Reform Law Institute
International Brotherhood of Electrical Workers
International Brotherhood of Teamsters
King Pharmaceuticals Inc.
LexisNexis Group
Major League Baseball Inc.
Miami Marlins
National Association of Broadcasters
National Association of Insurance Commissioners
National Conference of State Legislatures
National Congress of American Indians
Newegg Inc.
Overstock.com Inc.
PHH Corporation
Pacific Legal Foundation
Pfizer Inc.
Pharmaceutical Care Management Association
Reed Elsevier
S&P Global Inc.
Samsung Electronics Co. Ltd.
Southern California Edison
Texas Rangers
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
United States Steel Corporation
Verizon Communications
Wayfair LLC

GOVERNMENT AGENCIES

Agua Caliente Band of Cahuilla Indians
Bureau of Indian Affairs
Bureau of Labor Statistics
Bureau of Land Management
California Department of Insurance

A group of labor unions that represent railway workers told the First Circuit on Monday that a lower court wrongly deemed a Massachusetts paid sick leave law to be preempted by federal law, as the latter was designed to preempt only laws that would duplicate longer-term disability benefits.

EMPLOYMENT

6th Circ. Denies Rehearing On County's Right-To-Work Law

The Sixth Circuit on Monday declined to revisit as a full body a November panel ruling that a Kentucky county's right-to-work ordinance is allowed by the National Labor Relations Act, leaving the door open for local governments to enact such measures where no statewide law exists.

PRIVACY & CONSUMER PROTECTION

Gretchen Carlson, Dems Push Bids To Ax Forced Arbitration

Former Fox News anchor Gretchen Carlson and a group of Democratic lawmakers pitched legislation that would keep mandatory arbitration clauses out of employment and other consumer contracts, saying at a news conference Tuesday that arbitration protects corporations from facing their ills.

INTERNATIONAL TRADE

Senate Panel Will Examine US Trade Rep Nominee Next Week

The Senate Finance Committee on Tuesday announced that it will hold a hearing on March 14 to consider the nomination of Skadden Arps Slate Meagher & Flom LLP trade attorney Robert Lighthizer to serve as the next U.S. trade representative.

TAX

SD Sales Tax Law Edges Closer To Hearing In Top Court

A South Dakota law imposing sales taxes on certain out-of-state retailers inched closer to the Supreme Court on Tuesday when a state circuit court tossed a lawsuit to compel online retailers to pay the tax, finding the suit fails as a matter of law.

Pa. Auditor Says Marijuana Can Help Close Budget Shortfall

Pennsylvania's auditor general called for the full legalization, and taxation, of marijuana Monday as a way to tackle the state's projected \$3 billion budget shortfall and to address the social and fiscal costs of policing the drug and pursuing criminal charges against users.

Water Agency Can't Revive Challenge To Tribal-Land Tax Rule

The Ninth Circuit held Tuesday that a California water agency was not injured by a federal regulation it argued might keep it from collecting certain taxes and fees from non-Indians who lease reservation lands, affirming the toss of the agency's challenge.

IMMIGRATION

Trump's Hiring Freeze Doesn't Touch Immigration Judges

President Donald Trump's recent federal employee hiring freeze does not affect federal immigration judges, the Executive Office for Immigration Review has said,

California Environmental Protection Agency
Central Intelligence Agency
Cherokee Nation
Congressional Budget Office
Consumer Financial Protection Bureau
Executive Office for Immigration Review
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Florida House of Representatives
Indian Health Service
Internal Revenue Service
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Labor Relations Board
National Railroad Passenger Corporation
National Security Council
Office of the Director of National Intelligence
Pascua Yaqui Tribe
Securities and Exchange Commission
South Dakota Department of Revenue
Tennessee Legislature
Transportation Security Administration
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency

marking the latest clarification on how the president's budget-cutting agenda will be implemented.

Immigration Group Wants In On Visa Rule Challenge Suit

An advocacy group for high-skilled immigrants has asked to intervene in an appeal at the D.C. Circuit brought by Save Jobs USA over a decision upholding a new rule that would allow spouses of certain H-1B workers to apply for employment authorization, saying the rule was validly implemented but may no longer be defended by the federal government under President Trump.

NATIVE AMERICAN

Tenn. Judge Nixes Native Groups' Suit Over State Recognition

A Tennessee federal judge on Monday tossed a suit by three Native American groups claiming the state violated their constitutional rights by reneging on a state commission's decision to recognize them as tribes, saying Tennessee hadn't waived its Eleventh Amendment immunity to those claims.

TELECOMMUNICATIONS

Trump Renominates FCC's Pai To Continue As Chairman

President Donald Trump has nominated Federal Communications Commission Chairman Ajit Pai to a second term at the agency, the commission announced on Tuesday.

Analysis

FCC's Robocall Plan To Benefit From Rare Bipartisanship

Federal Communications Commission Chairman Ajit Pai's planned proposal to expand the tools for combating illegal robocalls builds from a President Barack Obama-era initiative, and experts say it's expected to gain rare agreement across party lines and between government and industry.

Broadcasters Ask FCC To Make Post-Auction Deadline Flexible

The National Association of Broadcasters has urged the Federal Communications Commission to make its timeline for repacking broadcasters after the incentive auction flexible, saying viewers could be at risk of losing service.

EXPERT ANALYSIS

Shining A Light On GOP Plan For Health Care Reform

Since the election of President Trump and Republican majorities in the House and the Senate, there has been a strong push to repeal and replace the Affordable Care Act. However, there has been little detail as to what "repeal" or "replace" actually mean. Recent developments provide some clarity, say members of Debevoise & Plimpton LLP.

The Need To Preserve And Expand Tribal VAWA Jurisdiction

Given the new administration's penchant for rolling back progressive civil rights and social justice victories achieved under the Obama administration, the fight to reauthorize the Violence Against Women Act looms large. VAWA provides crucial protection for Native American women, who are victims of violent crime more than any other demographic, primarily at the hands of non-Natives, says Becky Howlett of Kilpatrick Townsend & Stockton LLP.

NY Employers Can't Avoid Overtime And Minimum Wage Regs

U.S. House of Representatives
U.S. Office of Personnel
Management
U.S. Railroad Retirement Board
U.S. Senate
U.S. Supreme Court

When a district court judge in Texas enjoined the U.S. Department of Labor's federal overtime rule last year many employers breathed a sigh of relief. However, there are many states, like New York, that have expressed a real intent to fill the void and make sure that labor protections continue, say Joshua Zuckerberg and LaKeisha Caton of Pryor Cashman LLP.

LEGAL INDUSTRY

Largest Firms' Rates Pull Further Ahead Of The Pack

The split is growing between partner billing rates at the largest law firms and the lower tiers, even at other relatively large firms, a report based on 2016 billing data has found.

Morgan Lewis Launches Remote-Work Option For Associates

Morgan Lewis & Bockius LLP on Tuesday announced a formal remote-working program for associates.

Ex-BigLaw Atty's Pfizer Tip Shared Among Friends, Jury Told

The trial of a former Hunton & Williams patent partner who allegedly leaked inside information about a Pfizer deal continued Tuesday as a cooperating witness who pled guilty to trading on the intel told jurors the details about how the tip ended up in his hands — and how it was eventually discovered.

Dewey Star Cooperator Set To Take Stand At Fraud Retrial

The former director of finance at Dewey & LeBoeuf LLP and star cooperating witness for the government is due to take the witness stand Thursday in the retrial of two top Dewey executives accused of running a massive accounting fraud scheme at the firm.

Cleary Gottlieb Raises UK First-Year Pay To £120K

Pay for Cleary Gottlieb Steen & Hamilton LLP's first-year London associates continues to rise, with salaries climbing from £96,000 in 2015 to £105,000 last year and finally reaching £120,000 this month, a firm spokesman said Tuesday, putting its associates among the top-paid first-year lawyers in the U.K.

JOBS

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From: Bryan C. Williams
Sent: Friday, March 17, 2017 1:41 PM
To: Rep30
Subject: Prevailing Wage

Representative Seitz,

Thank you for co-sponsoring Rep. Roegner and Riedel's prevailing wage reform bill. I, and the statewide ABC membership, appreciate the leadership you show by supporting this long overdue, taxpayer friendly bill.

Since John Kasich was elected governor and Republicans reclaimed the Ohio House majority in 2010, Indiana, Michigan, West Virginia and Kentucky have all established right to work, outlawed mandatory union only project labor agreements and eliminated prevailing wage. While our neighbors make themselves worker and taxpayer friendly, Ohio falls behind. Recently, a national publication rank Ohio the 35th "best" place to do business in 2016. That is not impressive.

Twenty-three states have Republican governors along with Republican majorities in both House and Senate state assemblies. Of them, all but Ohio are right to work states.

Thank you for supporting legislation that will reduce the cost of government in Ohio and help us catch our more competitive neighboring states.

Bryan C. Williams
Director of Government Affairs
(614) 359-4846
bwilliams@abcofohio.org



From: Public Policy Law360
Sent: Thursday, March 30, 2017 4:40 AM
To: Rep30
Subject: More Democrats Rally To Gorsuch Filibuster Effort



Thursday, March 30, 2017



TOP NEWS

More Democrats Rally To Gorsuch Filibuster Effort

Senate Democrats pushed further to block of the Tenth Circuit Judge Neil Gorsuch's nomination to the U.S. Supreme Court on Wednesday, as more than half of their colleagues have said they would oppose his confirmation.

Justices Set Tough Standard For State Credit Card Fee Laws

A Wednesday U.S. Supreme Court ruling that a New York law restricting credit card fee disclosures regulated retailers' speech puts similar statutes around the country on shaky ground.

Gov't Funding Bill Likely To Exclude \$33B For Defense, Wall

Congressional leaders are moving ahead with a fiscal year 2017 funding bill that is likely to exclude the White House's \$33 billion supplemental request intended for defense spending and to help build President Donald Trump's touted southern border wall project, a senior Republican lawmaker said Tuesday.

Sens. Provide Update On Russia Probe As Nunes Stands Firm

LAW FIRMS

Akin Gump
Arnold & Porter Kaye Scholer
Baker Donelson
Ballard Spahr
Barnes & Thornburg
Beytin McLaughlin
Blank Rome
Boies Schiller
Bowman and Brooke
Carter Ledyard
Cozen O'Connor
Crowell & Moring
Dinsmore & Shohl
Earthjustice
Epstein Becker Green
Fisher Phillips
Foley Hoag
Gibson Dunn
Grunfeld Desiderio
Gupta Wessler
Hadsell Stormer
Hogan Lovells
Holland & Knight
Jenner & Block
Labaton Sucharow

Senate Intelligence Committee leaders sought to underscore the seriousness of their probe into Russian interference with the 2016 presidential election on Wednesday, as House Intelligence Committee Chairman Devin Nunes, R-Calif., pinned the blame on Democrats for difficulties with his own committee's investigation, rebuffing calls to step down.

Lifting Of Federal Coal Moratorium Sparks Legal Fight

Interior Secretary Ryan Zinke on Wednesday formally lifted the moratorium on the federal coal leasing program imposed last year, prompting an immediate legal challenge from environmental groups and the Northern Cheyenne Tribe.

Fla. House Narrowly Passes Judicial Term Limits Bill

The Florida House of Representatives narrowly passed a bill Wednesday that would place an amendment on the ballot next year to limit state appellate and Supreme Court judges to two six-year terms.

High Court Says NY Credit Card Disclosures Regulate Speech

The U.S. Supreme Court on Wednesday asked a federal appellate court to determine whether a New York law that restricts the disclosures retailers can make to customers about credit card surcharges violated retailers' First Amendment rights, vacating the lower court's ruling that upheld the law.

FCC's Pai Seeks Internet Without 'Heavy-Handed' Regs

Federal Communications Commission Chairman Ajit Pai doubled down Wednesday on his theme of a new "light touch" approach that promotes investment at the FCC, advocating for an internet freer from "heavy-handed" regulation in a speech that also touted new telecom cooperation between India and the U.S.

Latham & Watkins
Lawyers' Committee for Civil Rights
Long & Levit
Morgan Lewis
Polsinelli
Quarles & Brady
Quinn Emanuel
Sedgwick LLP
Shearman & Sterling
Spiegel & McDiarmid
Squire Patton Boggs
Sullivan & Cromwell
Womble Carlyle

COMPANIES

AT&T Inc.
Aetna Inc.
American Bar Association
American Civil Liberties Union
Associated Press
Association of Corporate Counsel
Barrick Gold Corporation
Bayer AG
CIGNA Corporation
Center for Biological Diversity Inc.
Dynegy Inc.
Entergy Corporation
Exelon Corporation
Financial Services Roundtable
Geico
GlaxoSmithKline
Humana Inc.
LawVision Group LLC
Lawyers' Committee for Civil Rights Under Law
NFL Enterprises LLC
NRG Energy Inc.
Oakland Raiders

GWB Scandal Figures Get Prison Terms For 'Abuse Of Power'

Two former public officials convicted in the George Washington Bridge lane-closing scandal were slapped with prison terms Wednesday for what a New Jersey federal judge called "an outrageous display of abuse of power" driven by a culture in the state Capitol where political opponents faced retribution.

BANKING & SECURITIES

Dems Say Piowar Overstepping Authority At SEC

Four Democratic senators asked the U.S. Securities and Exchange Commission's inspector general on Wednesday to investigate Acting Chair Michael Piowar's latest actions, suggesting Piowar may be undermining the agency's mission and exceeding his authority by directing policy changes.

ENERGY & ENVIRONMENTAL

EPA Asks DC Circ. To Put Off Ruling On Clean Power Plan

The U.S. Environmental Protection Agency on Tuesday asked the D.C. Circuit to hold off on issuing an opinion on the validity of the Clean Power Plan, following President Donald Trump's signing of an executive order directing the EPA to review the rule.

Pa. Appeals Court Limits Reach Of Gas Law's Well Fee

A Pennsylvania appeals court issued a published decision on Wednesday finding that wells that fall below a natural gas production threshold for one month out of the year can skirt paying annual impact fees assessed under state law to compensate local governments for drilling-related activities.

NY State Seeks To Quash Bid To Ax Nuke Plant Subsidies

PPL Corporation
Philadelphia Entertainment & Development Partners
SIFMA
Service Employees International Union
Sierra Club
Talen Energy Corp.
Twitter Inc.
U.S. Chamber of Commerce
United Auto Workers
Verizon Communications
Wal-Mart Stores Inc.
Washington Post Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

Antitrust Modernization Commission
Arizona Attorney General's Office
Bureau of Land Management
Department of Commerce
Enterprise Rancheria of Maidu Indians
Equal Employment Opportunity Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Florida House of Representatives
Florida State Senate
Government Accountability Office
Library of Congress
Muckleshoot Indian Tribe

An attorney for New York state utility regulators on Wednesday urged a federal judge in Manhattan to reject challenges to the Empire State's plan to subsidize three struggling nuclear power plants as part of a clean-energy strategy, drawing a distinction between the plan and Maryland energy subsidies, which the U.S. Supreme Court invalidated last year.

Green Groups Say No Proof Nuke Plants Are Zero-Emission

Green groups on Tuesday told a federal judge the conclusion that nuclear power produces zero emissions when generating electricity asserted in New York's plan to subsidize three struggling nuclear power plants is flawed, saying there is no evidence supporting such an assertion.

Enviros Lose Bid To Nix NJ Permit For Road Over Park Trail

A permit granted to build a bypass road over a current park trail in Ocean County was proper, a New Jersey appeals court ruled Wednesday, finding the state's Department of Environmental Protection did not violate any regulations in granting the permit after denying earlier proposals from the township.

10th Circ. Says Congress Can Regulate Prairie Dog Hunting

The Tenth Circuit on Wednesday ruled that the U.S. Fish and Wildlife Service, by way of Congress, has the right to prohibit Utah prairie dog hunting on nonfederal land in the state, reversing a lower court ruling that favored a challenge to the regulation from a property-owner rights group.

HEALTH & LIFE SCIENCES

OIG Inquiry Sends Message To Trump On Undermining ACA

An Office of Inspector General inquiry into the Trump administration's elimination of Affordable Care Act advertising underscores the political

NATO

National Aeronautics and Space Administration

National Economic Council

National Labor Relations Board

New Jersey Attorney General's Office

New Jersey Department of Environmental Protection

New York Attorney General's Office

New York State Department of Financial Services

North Fork Rancheria of Mono Indians

Northern Cheyenne Tribe

Office of the U.S. Trade Representative

Pennsylvania Public Utility Commission

Pennsylvania Supreme Court

Port Authority of New York & New Jersey

Securities and Exchange Commission

U.S. Copyright Office

U.S. Department of Defense

U.S. Department of Energy

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of the Interior

U.S. Environmental Protection Agency

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Senate

risks of not steadfastly implementing the law, experts say.

IP & TECHNOLOGY

Copyright Chief Appointee Bill Clears House Hurdle

The House Judiciary Committee voted 27-1 on Wednesday to approve a bipartisan bill that would make the Register of Copyrights a presidentially appointed position, a step toward a broader initiative of modernizing the U.S. Copyright Office.

MEDIA & ENTERTAINMENT

NFL Still Wary Of Sports Betting Despite Raiders' Vegas Move

NFL Commissioner Roger Goodell said Tuesday that the Oakland Raiders' move to the gambling and sports betting mecca Las Vegas will not change the league's anti-gambling and anti-sports-betting policies, though he acknowledged that attitudes are changing toward gambling.

TRANSPORTATION & INFRASTRUCTURE

UAW Tells Sens. To Vote 'No' On Gorsuch For Supreme Court

The president of the United Automobile, Aerospace and Agricultural Implement Workers of America on Wednesday announced he has sent a letter to the U.S. Senate expressing strong opposition to Tenth Circuit Judge Neil Gorsuch's nomination to the U.S. Supreme Court, urging lawmakers to vote no on the nomination.

HOSPITALITY

Foxwoods Developer Loses Appeal Over \$50M Pa. Casino Fee

U.S. Supreme Court
United Auburn Indian Community
United Nations

A Pennsylvania federal judge on Tuesday affirmed a bankruptcy judge's ruling that nixed a bid by the bankrupt developer of a failed Foxwoods casino project in Philadelphia to recoup a \$50 million casino licensing fee paid to the state.

EMPLOYMENT

W.Va. Gov Vetoes Troubled Right-To-Work Law Amendments

West Virginia Gov. Jim Justice vetoed a bill on Tuesday aimed at updating the state's right-to-work law that was put on hold by the state's courts, saying that the legal process should be allowed to play out and that the Legislature should focus on West Virginia's budget.

Law Bars Miami Beach Minimum Wage Hike, Judge Says

Miami Beach's proposed minimum wage increase was blocked Tuesday by a Florida state judge who determined that it violated a state law prohibiting municipalities from creating wage floors that buck the statewide rate.

DOL Fights Request To Halt Fiduciary Rule At 5th Circ.

The U.S. Department of Labor on Wednesday urged the Fifth Circuit not to halt its fiduciary rule for retirement account advisers while the U.S. Chamber of Commerce and other groups attempt to revive their challenge of the rule, saying the "extraordinary relief" is not warranted.

COMPETITION

Major Antitrust, Merger Changes Coming To Chile, Argentina

Argentina and Chile are poised to enact or implement major changes to competition policy to modernize antitrust and merger enforcement in their jurisdictions and bring them in line with countries such as Brazil and Mexico that have adopted similar reforms in recent years,